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Proposed programme budget for the biennium 2012-2013*

Part III
International justice and law

Section 7
International Court of Justice

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* A summary of the approved programme budget will subsequently be issued as *Official Records of the General Assembly, Sixty-sixth Session, Supplement No. 6* (A/66/6/Add.1).

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Overview

Table 7.1 Estimates of expenditure

Proposal submitted by the International Court of Justice	$47,608,500[a]
Revised appropriation for 2010-2011	$46,605,800

[a] At 2010-2011 rates.

Table 7.2 Proposed staffing resources

Posts	*Number*	*Level*
Regular budget		
Proposed posts for the biennium 2012-2013	118	1 ASG, 1 D-2, 1 D-1, 4 P-5, 14 P-4, 19 P-3, 20 P-2/1, 6 GS (PL), 52 GS (OL)
New posts	4	1 P-3, 1 P-2, 2 GS(OL) under Registry
Conversion from temporary to established post	10	2 P-4, 6 P-3, 2 GS (OL) under Registry
Approved for the biennium 2010-2011	114	1 ASG, 1 D-2, 1 D-1, 4 P-5, 14 P-4, 18 P-3, 19 P-2/1, 6 GS (PL), 50 GS (OL)

Abbreviations: ASG, Assistant Secretary-General; GS, General Service; PL, Principal level; OL, Other level.

7.1 Regulation 2.14 of the Financial Regulations and Rules of the United Nations provides that the programme budget proposals of the International Court of Justice should be prepared by the Court, in consultation with the Secretary-General, and that those proposals should be submitted to the General Assembly by the Secretary-General, together with such observations as he may deem desirable. The proposals of the Court are hereby submitted.

7.2 The International Court of Justice, composed of 15 judges elected by the General Assembly and the Security Council, is one of six principal organs of the United Nations and is the principal judicial organ of the Organization. It functions in accordance with its Statute, which is an integral part of the Charter of the United Nations. The Court decides, in accordance with international law, disputes which are submitted to it by States, and may give advisory opinions on any legal question at the request of bodies authorized to make such a request by the Charter or in accordance with its provisions. A total of 192 States are parties to the Statute of the Court, and 66 of them have recognized the Court's jurisdiction as compulsory in accordance with Article 36, paragraph 2, of its Statute. In addition, more than 300 bilateral and multilateral treaties grant the Court jurisdiction in the resolution of disputes arising from their application or interpretation. The Court submits annual reports to the General Assembly, the most recent of which is contained in document A/65/4.

7.3 Neither the activities of the Court nor those of the Registry are covered in the strategic framework for the period 2012-2013. The Court must at all times be able to exercise the functions entrusted to it if the terms and intent of the Charter are to be respected. The Court notes that, although it is inherently impossible to forecast its main workload indicators (e.g., the number of cases that will be pending before the Court in 2012 2013 and the number of new proceedings that will be instituted, including incidental proceedings in pending cases), it has made an effort to assess its requirements for the biennium 2012 2013 against the background of the Court's workload for the current and previous bienniums.

7.4 An assessment of the estimated requirements of the International Court of Justice for the biennium 2012 2013 needs to be measured against the background and complexity of the Court's workload. At the time of submission of the 2012 2013 budget, the Court was seized of 16 cases submitted from around the world, with varied subject matter. The submission of preliminary objections, in several of these cases, can lead to two separate sets of proceedings, each involving the submission of written pleadings and the holding of oral hearings leading to separate judgments, thereby further affecting the Court's caseload. The number of pleadings could also increase as a result of the raising of counterclaims by a respondent or the intervention of a State in a pending case. In addition to addressing the cases on its docket, the Court must be prepared to examine, with priority over other matters, all requests it receives for the indication of provisional measures.

7.5 In compliance with the recommendation of the Advisory Committee on Administrative and Budgetary Questions in its first report on the proposed programme budget for the biennium 2004-2005 (A/58/7 and Corr.1), elements of results-based budgeting for non-judicial functions of the Registry, which were introduced initially in the biennium 2006-2007, are included in the present proposals.

7.6 The overall level of resources requested for the International Court of Justice for the biennium 2012-2013 amounts to $47,608,500 before recosting, reflecting growth of $1,002,700 (2.2 per cent). The growth reflects the effect of the delayed impact of the nine new posts (1 P-3, 6 P-2, 2 General Service (Other level)) approved for the biennium 2010-2011, and an increase relating to the proposed establishment of four new posts (1 P-3 Head of Security, 1 P-2 Associate Legal Officer, 1 General Service (Other level) Security Information Assistant and 1 General Service (Other level) Administrative and Editorial Assistant). The growth is also attributable in part to increased non-post requirements relating to compensation for pensions for former judges, consultants, contracts for external translation and data processing services, rental of premises and other operating requirements.

7.7 The percentage distribution of resources under this section is as shown in table 7.3. The distribution of resources is summarized in table 7.4, and post requirements are set out in table 7.5.

Table 7.3 Distribution of regular budget resources by component

(Percentage)

A. Members of the Court	28.4
B. Registry	57.7
C. Programme support	13.9
Total	**100.0**

Table 7.4 Resource requirements by component

(Thousands of United States dollars)

Component	2008-2009 expenditure	2010-2011 appropriation	Resource growth: Amount	Resource growth: Percentage	Total before recosting	Recosting	2012-2013 estimate
A. Members of the Court	13 409.9	13 436.6	99.2	0.7	13 535.8	344.1	13 879.9
B. Registry	25 578.8	26 468.1	997.6	3.8	27 465.7	51.0	27 516.7
C. Programme support	6 869.2	6 701.1	(94.1)	(1.4)	6 607.0	114.3	6 721.3
Total	**45 857.9**	**46 605.8**	**1 002.7**	**2.2**	**47 608.5**	**509.4**	**48 117.9**

Regular budget resource requirements by component

Table 7.5 Post requirements

Category	Established regular budget posts: 2010-2011	Established regular budget posts: 2012-2013	Temporary posts: Regular budget: 2010-2011	Temporary posts: Regular budget: 2012-2013	Temporary posts: Extrabudgetary: 2010-2011	Temporary posts: Extrabudgetary: 2012-2013	Total: 2010-2011	Total: 2012-2013
Professional category and above								
Assistant Secretary-General	1	1	—	—	—	—	1	1
D-2	1	1	—	—	—	—	1	1
D-1	1	1	—	—	—	—	1	1
P-5	4	4	—	—	—	—	4	4
P-4/3	24	33	8	—	—	—	32	33
P-2/1	19	20	—	—	—	—	19	20
Subtotal	**50**	**60**	**8**	**—**	**—**	**—**	**58**	**60**
General Service category								
Principal level	6	6	—	—	—	—	6	6
Other level	47	51	3	1	—	—	50	52
Subtotal	**53**	**57**	**3**	**1**	**—**	**—**	**56**	**58**
Total	**103**	**117**	**11**	**1**	**—**	**—**	**114**	**118**

A. Members of the Court

Resource requirements (before recosting): $13,535,800

7.8 The conditions of service and compensation of the members of the Court are subject to review by the General Assembly every three years. In its decision 62/547, the General Assembly decided to set, effective 1 April 2008, the annual net base salary, inter alia, of the members of the International Court of Justice at $158,000, with the corresponding post adjustment per multiplier point equal to 1 per cent of the net base salary, to which would be applied the post adjustment multiplier for the Netherlands, taking into account the adjustment mechanism as proposed by the

Secretary-General in paragraph 77 of his report on conditions of service and compensation for officials other than Secretariat officials (A/62/538).

7.9 In its resolution 65/258, the Assembly decided to review at its sixty-sixth session the pension schemes for the members of the International Court of Justice and the judges of the International Tribunal for the Former Yugoslavia and the International Criminal Tribunal for Rwanda and requested the Secretary-General to include in his report a proposal for a mechanism that he may use to determine retirement pension benefits, taking into account acquired pension benefits rights accrued prior to serving in the Court or the Tribunals.

7.10 In accordance with the provisions of section IV of General Assembly resolution 59/276, a provision is maintained in the regular budget to accommodate the recurring requirements for ad hoc judges. This provision will be supplemented, as the need arises, by commitments entered into under the provisions of the resolution on unforeseen and extraordinary expenses to be adopted by the Assembly at its sixty-sixth session.

Table 7.6 **Resource requirements**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Non-post	13 436.6	13 535.8	—	—
Total	**13 436.6**	**13 535.8**	**—**	**—**

7.11 Requirements relating to the members of the Court totalling $13,535,800 (see table 7.6), reflect an increase of $99,200 and will cover honoraria and other entitlements of the judges, and pensions of former judges and surviving spouses. The increase of $99,200 is attributable to an increase in pensions for former judges, following the retirement of two judges in 2010.

B. Registry

Resource requirements (before recosting): $ 27,465,700

7.12 Since the Court is both a judicial body and an international institution, its Registry must provide judicial support and also act as an international secretariat. The Registry provides legal, diplomatic, linguistic and other technical support for the Court. It is responsible for administration, conference services, computerization, archives, distribution and documentary and library services, and is also the regular channel for communications to and from the Court. The Registrar and Deputy Registrar are elected for a term of seven years and may be re-elected. The staff of the Registry is appointed by the Court in accordance with Article 21, paragraph 2, of its Statute.

Table 7.7 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To serve the needs of the Court in an efficient and effective manner

Expected accomplishments of the Registry	Indicators of achievement
(a) Timely issuance of reports	(a) (i) Percentage of reports, summaries of decisions, and press releases issued within established deadlines *Performance measures* 2008-2009: 100 per cent Estimate 2010-2011: 100 per cent Target 2012-2013: 100 per cent (ii) Reduced delay in issuing editions of the *International Court of Justice Yearbook* *Performance measures* 2008-2009: 18 months delay Estimate 2010-2011: 3 months delay Target 2012-2013: no delay
(b) Increased public awareness and understanding of the work of the Court	(b) Increased number of visits to the Court's website *Performance measures*: 2008-2009: 1,920,412 visits Estimate 2010-2011: 2,531,638 visits Target 2012-2013: 3,063,000 visits
(c) Availability of effective visitors' services	(c) Maintenance of number of visitors to the Court (university students and faculty, members of law societies, diplomatic community, etc.) Performance measures 2008-2009: 5,703 Estimate 2010-2011: 5,700 Target 2012-2013: 5,800

(d) Improved and increased accessibility to library resources	(d) (i) Increased number of the Court's library material (books, journals, etc.) that are bar-coded *Performance measures* 2008-2009: 7,400 Estimate 2010-2011: 9,400 Target 2012-2013: 11,400 (ii) Increased number of books, periodicals and other material of the Court that are indexed *Performance measures* 2008-2009: 3,032 Estimate 2010-2011: 4,632 Target 2012-2013: 6,232
(e) Reduction in backlog in issuing Pleadings, Oral Arguments and Documents series	(e) Increased number of printed pages of the series *Performance measures* 2008-2009: 5,400 Estimate 2010-2011: 5,400 Target 2012-2013: 6,000
(f) Strengthened staff-management relations	(f) Maintenance of percentage of staff appraised under the Performance Appraisal System *Performance measures* 2008-2009: 90 per cent Estimate 2010-2011: 95 per cent Target 2012-2013: 95 per cent

Outputs

7.13 The following outputs will be delivered during the biennium 2012-2013:

(a) Annual reports of the Court to the General Assembly: reports for 2011-2012 (A/67/4) and 2012-2013 (A/68/4);

(b) Drafting of chapters on the International Court of Justice for the *Yearbook of the United Nations* for the 2011 and 2012 editions;

(c) *International Court of Justice Yearbook*: manuscripts, in the two official languages of the Court, of the editions of the Yearbook for 2010/2011 (No. 65), 2011/2012 (No. 66) and 2012/2013 (No. 67);

(d) Summaries of decisions: summaries of judgments and advisory opinions of the Court, as well as of certain important orders, intended for the legal/academic community;

(e) Website of the Court: further development of the website using dynamic technology and daily management and supervision of its content;

(f) Press releases: press releases concerning the Court's activities to the local, national and international press;

(g) Information material: updating of the film and leaflet on the Court, as well as fact sheets (approximately 10-15), and flyer on the Court;

(h) Public sittings: efficient organization of the Court's public sittings and liaison with the parties during those sittings;

(i) Visits: organization of visits of Heads of State and members of Government; reception of a great number of diplomatic, legal and academic visitors, students and journalists, individually or in groups; and tours for visitors of judges;

(j) Protocol activities: contacts with the authorities of the host Government and with international organizations (especially in the Peace Palace and elsewhere in The Hague) concerning events attended by members of the Court and the Registrar, as well as other matters in the field of relations with the host country;

(k) Applications, special agreements, requests, written pleadings and verbatim records of oral proceedings, records of private meetings of the Court, judgments, advisory opinions, orders, and the Court's regular publications;

(l) Electronic archiving: scanning and indexing records of the Court.

Table 7.8 **Resource requirements**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Post	23 895.6	25 118.6	114	118
Non-post	2 572.5	2 347.1	—	—
Total	**26 468.1**	**27 465.7**	**114**	**118**

7.14 The resources indicated in table 7.8 will provide for the continuation of the existing 114 posts (58 Professional and above and 56 General Service), augmentation of the existing staffing resources by the addition of four new posts (1 P-3, 1 P-2, 2 General Service (Other level)), and non-post requirements, including general temporary assistance, temporary assistance for meetings, hospitality, consultants, after-service medical and related costs and official travel. The increase in post requirements is the combined effect of the delayed impact of the nine new posts (1 P-3, 6 P-2 and 2 General Service (Other level)) approved in the biennium 2010-2011 and of the proposed four new posts. In addition, it is proposed to convert 10 of the temporary posts to established posts (2 P-4, 6 P-3, 2 General Service (Other level)) with a net zero effect on resources.

7.15 The incumbent of the proposed new P 3 post for a Head of Security will supervise the Court's security unit, which will consist of three existing security guards (General Service (Other level)), and the proposed new post of Security Information Assistant ((General Service (Other level)). The incumbent of the P-3 post would coordinate between the Court, the Carnegie Foundation and other tenants of the Peace Palace, as well as between the International Court of Justice authorities outside the Peace Palace (the United Nations and other international organizations, as well as the host authority) on complex security matters. The functions of the post would include the creation, development and implementation of pertinent security policies and procedures. The incumbent would have to manage the control of all access to Court premises within the Peace Palace complex, ensuring the security of members of the Court and Registry staff, as well as the protection of confidential information. As concerns the proposed Security Information Assistant at the General Service (Other level), the incumbent would help develop and implement policies and procedures to address reliability and redundancy issues and provide support to, and make recommendations concerning, the operations of the Court's information technology systems. This would involve complex computer information systems with audit and control mechanisms designed to develop and manage an information security programme. There is currently no staff member at the Court entrusted with this very precise function.

7.16 In the light of the increase in incidental proceedings, the complexity of cases (both legally and factually) and the recent practice of the Court of handling multiple cases in parallel, the existing staff members in the Department of Legal Matters are dedicating an increasing amount of time to the preparation of documents relating to pending cases. Since current members of the department have to dedicate most of their time to judicial issues, additional assistance is needed to meet the other responsibilities of the Department of Legal Matters, in particular the drafting of correspondence; the provision of advice relating to relations with the host country, employment, contractual and procurement matters; the preparation of minutes of the Court's meetings; and the drafting of speeches or speaking-notes. In order to address this need, an additional P 2 Associate Legal Officer is requested to assist the existing staff members (1 D-1, 2 P-5, 2 P-4, 3 P-3, and 1 General Service (Other level)) in the Department of Legal Matters.

7.17 The proposed new Administrative and Editorial Assistant post at the General Service (Other level) in the Publications Division would be responsible for carrying out a wide variety of administrative tasks (including mailings, writing letters, contacting printers, updating sales and publishing information) and assisting with the preparation of documents for the Pleadings Series. Currently, with only three staff members (1 P-4, 1 P-3 and 1 P-2) and a level of outputs that continues to increase in view of the increasing workload of the Court and the resulting need to address, in particular, the backlog with the Pleadings publications, the proposed post is needed to also help with the preparation of documents for the Pleading Series. The Pleading Series backlog can, in fact, only be addressed by increasing the staff on hand, as this publication is compulsory under Article 26 of the Rules of the Court.

7.18 At the same time, the Court proposes the conversion of 10 temporary posts into established posts, consisting of 9 temporary posts in the Department of Linguistic Matters (2 P-4, 6 P-3, 1 General Service (Other level)), and 1 temporary post in the Department of Information (1 General Service (Other level)).

7.19 The decrease in non-post resources relates to a reduction in temporary assistance for meetings expected to result from the use of external translators in place of high-cost freelance translators for whom daily subsistence allowance and travel costs must be paid, and from using internal staff, whenever possible, for interpretation.

C. Programme support

Resource requirements (before recosting): $6,607,000

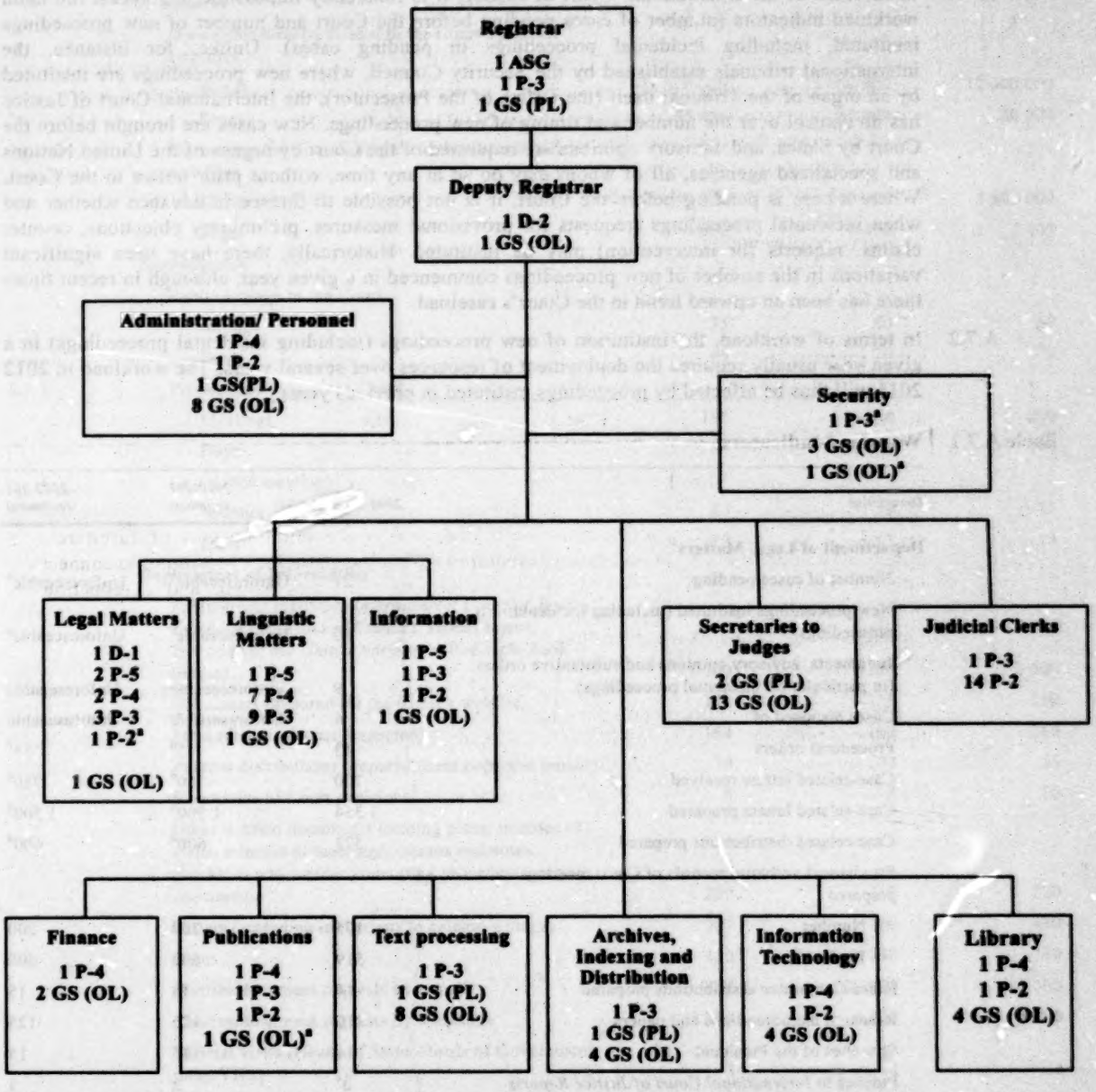
7.20 The provisions under programme support relate to the common service requirements of the International Court of Justice and its Registry, including, in particular, the contribution of the United Nations to the Carnegie Foundation for the use of the Peace Palace. It will be recalled that the most recent supplementary agreement, effective 1 July 2006, was approved by the General Assembly in its resolution 62/238 and was to remain unchanged for at least five years. The supplementary agreement between the United Nations and the Carnegie Foundation concerning the use of the Peace Palace at The Hague expires at the end of June 2011. Negotiations for amendment and renewal of the rental agreement are in the initial stages. Any revisions to the agreement that would take effect in July 2011 will be addressed in accordance with established procedures.

Table 7.9 **Resource requirements**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Non-post	6 701.1	6 607.0	—	—
Total	**6 701.1**	**6 607.0**	—	—

7.21 The resources indicated in table 7.9 will provide for the Court's operating requirements, including contractual services, general operating expenses, supplies and materials and furniture and equipment. The overall reduction reflects the removal of the one-time cost of furniture and equipment amounting to $534,500 that was required during the 2010-2011 biennium, in connection with the renovation of the Great Hall of Justice and the Press Room, and a reduction in communications of $52,600 owing to the change of telephone service provider as part of the implementation of the Voice over Internet Protocol (VoIP) project. The decreases are partially offset by increases in external translation ($254,400) to clear the backlog of publications that has arisen owing to continued vacancies in several translator positions, in support of the Court's tendency to send more documents for translation in lieu of bringing translators to The Hague, for the purpose of reducing costs; an increase for data-processing services attributable to the proposed implementation of the electronic document and records management system ($96,000); and the creation of a network storage area ($142,600), in order to consolidate servers and data by moving to a virtual environment.

International Court of Justice
Organizational structure and post distribution for the biennium 2012-2013



Abbreviations: ASG, Assistant Secretary-General; GS, General Service; (PL), Principal level; (OL), Other level.

[a] New posts.

Annex

Workload indicators, 2012-2013

A.7.1 In the case of the International Court of Justice, it is inherently impossible to forecast the main workload indicators (number of cases pending before the Court and number of new proceedings instituted, including incidental proceedings in pending cases). Unlike, for instance, the international tribunals established by the Security Council, where new proceedings are instituted by an organ of the Tribunal itself (the Office of the Prosecutor), the International Court of Justice has no control over the number and timing of new proceedings. New cases are brought before the Court by States, and advisory opinions are requested of the Court by organs of the United Nations and specialized agencies, all of whom may do so at any time, without prior notice to the Court. Where a case is pending before the Court, it is not possible to foresee in advance whether and when incidental proceedings (requests for provisional measures, preliminary objections, counter claims, requests for intervention) may be instituted. Historically, there have been significant variations in the number of new proceedings commenced in a given year, although in recent times there has been an upward trend in the Court's caseload.

A.7.2 In terms of workload, the institution of new proceedings (including incidental proceedings) in a given year usually requires the deployment of resources over several years. The workload in 2012 2013 will thus be affected by proceedings instituted in previous years.

Table A.7.1 **Workload indicators**

Description	*2008-2009*	*2010-201 (estimate)*	*2012-201 (estimate)*
Department of Legal Matters[a]			
Number of cases pending	21	Unforeseeable[b]	Unforeseeable[b]
New proceedings instituted (including incidental proceedings)	10	Unforeseeable[c]	Unforeseeable[c]
Judgments, advisory opinions and substantive orders (in particular on incidental proceedings)	9	Unforeseeable	Unforeseeable
Cases disposed of	6	Unforeseeable	Unforeseeable
Procedural orders	13	15[d]	15[d]
Case-related letters received	700	750[d]	750[d]
Case-related letters prepared	1 354	1 500[d]	1 500[d]
Case-related distributions prepared	571	600[d]	600[d]
Provisional verbatim records of Court meetings prepared			
Number	175	200	200
Pages	519	600	600
Rules Committee distributions prepared	14	15	15
Research memorandums and papers	110	125	125
Speeches of the President	14	15	15
Indexes to *International Court of Justice Reports*	3[e]	2	3

Description	*2008-2009*	*2010-201 (estimate)*	*2012-201 (estimate)*
Department of Linguistic Matters			
Translation			
Documents directly related to the Court's judicial activities			
Words	11 670 000	12 000 000	12 000 000
Pages	35 400	36 400	36 400
Documents not directly related to the Court's judicial activities			
Words	1 590 000	1 800 000	1 800 000
Pages	4 800	5 400	5 400
Interpretation			
Public sittings of the Court			
Sittings	75	80	80
Days	65	70	70
Private meetings of the Court			
Meetings	190	198	200
Days	94	100	100
Committee meetings			
Number	23	15	15
Days	19	13	13
Department of Information			
Publications prepared: *International Court of Justice Yearbook* (English and French), annual report, *Yearbook of the United Nations*, coffee-table book (pages)	1 300	2 200	3 000
Documents prepared for the Court's website	112	125	130
Press releases (issued/expected)[f]	164	160	160
Internal distributions prepared (hard copy and e-mail)	70	70	75
Summaries of Court decisions	8	8	10
Other internal documents (seating plans, minutes of visits, minutes of meetings, memos and notes, checklists and standard operating procedures, press documents)	200	210	220
Letters (including invitations to solemn sittings)	327	400	410
Faxes	130	130	140
Queries/document requests by e-mail	35 000[g]	20 000	20 500
Queries/document requests by telephone	5 370	4 000	4 100
Official visits (Heads of State, Heads of Government, other VIPs)	3	4	4
Visitors (universities, law societies, diplomats, etc.)	5 700	5 700	5 800

Description	2008-2009	2010-201 (estimate)	2012-201 (estimate)
Archives, Indexing and Distribution Division			
Number of documents distributed	1 239	1 300	1 400
Outgoing mail (including case-related mail)	3 775	4 300	4 500
Incoming mail (including case-related mail)	2 544	2 900	3 000
Typing Pool			
(Includes transcriptions, corrections, text-processing, shorthand and proofreading activities)			
Documents directly related to the Court's judicial activities (written pleadings, verbatim records, private meetings of the court, distributions related to cases, notes, amendments, judgments/advisory opinions/ orders, judges' opinions) (pages)	45 000	49 500	55 000
Documents not directly related to the Court's judicial activities (general distributions, speeches of the President to the United Nations, annual report of the Court) (pages)	4 600	4 700	5 000
Letters (pages)	3 000	3 500	4 500
Reproduction			
Number of copies reproduced			
Black and white (pages)	4 485 700	6 175 000	6 275 000
Colour (pages)	118 120	160 000	200 000
Library and Documents Department			
Collections	54 539	56 500	59 000
Total information requests	12 821	14 000	16 500
New acquisitions (orders)	1 332	1 420	1 500
Databases made available	28	35	40
Catalogued records	3 749	4 000	4 000
Bar-coded volumes	1 170	2 000	2 000
Indexed records	1 515	1 600	1 600
Finance Division			
Payroll:			
– Established and biennial posts	105	114	118
– Freelance interpreters, contracts	119	140	140
– Freelance translators, contracts	28	35	35
– Ad hoc judges	20	20	20
– Invoices/payments processed	15 178	16 000	16 000
– Travel claims processed	382	400	400
Information Technology Division			
Network workstations installed/supported	190	200	210
Network servers installed/supported	17	21	21
Network accounts maintained	190	200	210
Service Desk requests[b]	2 430	4 756	4 292

Description	2008-2009	2010-201 (estimate)	2012-201 (estimate)
Service Desk incidents[j]	1 072	1 383	1 248
Unique visitors to website[j]	1 920 412	2 531 638	3 063 282
Uptime network (percentage)	99.99	99.99	100
Uptime Internet (percentage)	99.99	99.70	100
Publications Division			
Applications, plus annexes (pages)	890	1 000	1 000
Decisions of the Court (judgments, orders) (pages)	3 200[k]	2 400[l]	3 600[m]
Indexes (pages)	200[k]	60[l]	90[m]
Bound volumes (collation and printing) (pages)	3 400[k]	2 460[l]	3 690[m]
Volumes of the Pleadings Series (pages)	5 400[k]	5 400[l]	6 000[m]
Yearbook			
English (pages)	370[k]	740[l]	1 100[m]
French (pages)	390[k]	780[l]	1 200[m]
Editions of the *Bibliography* (pages)	160[k]	640[l]	640[m]
Acts and documents of the Court (bilingual)	not applicable	not applicable	not applicable
Catalogues and price list (pages)	120	170	170
Addenda to catalogues (pages)	—	16	16
Colloquium booklet	not applicable	not applicable	not applicable
Reprints/questions and answers (pages)	300	800	800
Blue Book (French and English versions)	—	400	—
Number of requests to printer for estimates	57	60	60
Administration and Personnel Division			
Purchase orders	127	127	150
Staffing table (established and biennial posts)	105	114	118
Contracts (personnel)[a]	280	300	320
Recruitment (processing of curricula vitae)	1 800	4 500	5 600
Personnel actions (dependency and education grant claims, family status, rental subsidy, home leave actions, etc.)	825	1 000	1 250
Committee (Administrative and Budgetary) documents (agendas, supporting documents and special reports)	77	85	90
Letters (insurance, United Nations Joint Staff Pension Fund, acknowledgments)	900	920	940
Processing of leave requests and reports	3 550	4 000	4 200

[a] In 2008-2009, the Department of Legal Matters was composed of 17 staff members, including 8 P-2 Law Clerks and 1 P-3 Special Assistant to the President. In 2010-2011, the Department is composed of 8 staff members, excluding 14 P-2 Law Clerks who work directly for judges, and the 2 P-3 Special Assistants to the President and to the Registrar respectively. For 2012-2013, it is expected that the Department will be comprised of the same number of staff members as in 2010-2011, with the addition of one P-2 Law Clerk being requested in the 2012-2013 budget submission.

[b] See general note in para. A.7.1. It is impossible to foresee what other cases might be filed during this period.

[c] Incidental proceedings are difficult to forecast.

[d] These figures could increase as a result of the institution of new proceedings.

[e] Indexes are normally produced externally, except that in the 2008-2009 biennium, one index was produced in-house.

[f] Generally produced by the Department in the two official languages of the Court.

[g] Owing to the Kosovo proceedings in December 2009.

[h] The increase in requests is attributable to several factors, including the centralization of services and requests and the replacement and deployment of new information technology equipment.

[i] The increase in the number of incidents is attributable to better reporting. The 2008 2009 value did not take into account incidents reported directly to staff and/or by phone.

[j] A unique visitor is an individual who visits our website during a given period of time, and does not take into account multiple visits made by the same individual.

[k] During the 2008-2009 budgetary period, the decisions of 2005, 2006 and 2007 were published, totalling 3,200 pages. Also published were the indexes of the volumes of the Reports for 2005, 2006 and 2007, which were significantly reduced in size, from the 2006 volume onwards (130 pages for 2005, but only 30 pages for 2006 and 40 pages for 2007), amounting to 200 pages. The total number of pages published for the volumes of the Reports for 2005, 2006 and 2007 was 3,400 (total number of pages of the decisions plus the total number of pages of the indexes). During the 2008-2009 budgetary period, 12 volumes of Pleadings were published, some 5,400 pages, as were the editions of the International Court of Justice Yearbook, in French and in English, for 2006-2007 (390 and 370 pages, respectively). Also during the 2008-2009 budgetary period, the Bibliography for 2000 was published, totalling 160 pages. The List of members of the Court was not published in 2008-2009.

[l] During the 2010 2011 budgetary period, the decisions of 2008 and 2009 will be published, around 2,400 pages in total (1,200 pages per year). The indexes of the volumes of the Reports for 2008 and 2009 will amount to 30 pages respectively, making 60 pages in total. The total number of pages published for the volumes of the Reports for the years 2008 and 2009 will be 2,460 (total number of pages of the decisions plus the total number of pages of the indexes). During the 2010 2011 budgetary period, 12 volumes of Pleadings will be published, some 5,400 pages, as well as two editions of the Yearbook, in French and in English (2007 2008 and 2008 2009, 780 pages in French and 740 pages in English). Also during the 2010 2011 budgetary period, the editions of the Bibliography for 2001, 2002, 2003 and 2004 will be published, amounting to 640 pages.

[m] During the 2012 2013 budgetary period, the decisions of 2010, 2011 and 2012 will be published, amounting to approximately 3,600 pages in total (1,200 pages per year). The indexes of the volumes of the Reports for 2010, 2011 and 2012 will amount to 30 pages respectively, making 90 pages in total. The total number of pages published for the volumes of the Reports for the years 2010, 2011 and 2012 will be 3,690 (total number of pages of the decisions plus the total number of pages of the indexes). During the 2012 2013 budgetary period, 14 volumes of Pleadings will be published, some 6,000 pages, as well as three editions of the Yearbook, in French and in English (2009 2010, 2010 2011 and 2011 2012, 1,200 pages in French and 1,100 pages in English). Also during the 2012 2013 budgetary period, the editions of the Bibliography for 2005, 2006, 2007 and 2008 will be published, amounting to 640 pages.

[n] This category includes all contracts issued to staff on established and temporary posts for the biennium, as well as short-term contracts.

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Proposed programme budget for the biennium 2012-2013*

Part III
International justice and law

Section 8
Legal affairs

(Programme 6 of the strategic framework for the period 2012-2013)**

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* A summary of the approved programme budget will subsequently be issued as *Official Records of the General Assembly, Sixty-sixth Session, Supplement No. 6* (A/66/6/Add.1).

** *Official Records of the General Assembly, Sixty-fifth Session, Supplement No. 6* (A/65/6/Rev.1).

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Overview

Table 8.1 Estimate of expenditure

Proposal submitted by the Secretary-General	$44,503,500[a]
Revised appropriation for 2010-2011	$45,396,500

[a] At 2010-2011 rates.

Table 8.2 Proposed staffing resources

Posts	*Number*	*Level*
Regular budget		
Proposed for the biennium 2012-2013	144	1 USG, 1 ASG, 4 D-2, 7 D-1, 18 P-5, 19 P-4, 21 P-3, 14 P-2/1, 11 GS (PL), 48 GS (OL)
Redeployment	4	2 GS (PL) Outward redeployment from the Treaty Section to the Codification Division (1 GS (PL)) and to the Division for Ocean Affairs and the Law of the Sea (1 GS (PL))
		2 GS (OL) Inward redeployment to the Treaty Section from the Codification Section (1 GS (OL)) and from the Division for Ocean Affairs and the Law of the Sea (1 GS (OL))
Approved for the biennium 2010-2011	144	1 USG, 1 ASG, 4 D-2, 7 D-1, 18 P-5, 19 P-4, 21 P-3, 14 P-2/1, 11 GS (PL), 48 GS (OL)

Abbreviations: USG, Under-Secretary-General; ASG, Assistant Secretary-General; GS, General Service; PL, Principal level; OL, Other level.

8.1 The overall purpose of the programme is to support the accomplishment of the objectives of the United Nations by providing advice to the principal and subsidiary organs of the United Nations and by promoting among Member States a better understanding of and respect for the principles and norms of international law.

8.2 The mandate for the programme derives from the principal decision-making organs of the Organization in accordance with the Charter of the United Nations and the Statute of the International Court of Justice.

8.3 Within the Secretariat, substantive responsibility for the programme is vested in the Office of Legal Affairs. It provides a unified central legal service for the Secretariat and the principal and other organs of the United Nations, supports the development of international justice, contributes to the progressive development and codification of international public and trade law, and the strengthening and development of the international legal order for the seas and oceans, registers and publishes treaties, and performs the depositary functions of the Secretary-General.

8.4 The Office will provide legal advice and services, upon request, to the decision-making organs of the United Nations and its Member States. It will aim to strengthen respect within the United Nations for the rule of law in international relations, in particular, observance of the Charter and the resolutions, decisions, regulations, rules and treaties emanating from the Organization. Particular attention will be given to incorporating a gender perspective into the work of the programme, especially in the advice provided by the Office and in its activities, as appropriate.

8.5 The Office will carry out its activities in cooperation with other departments and offices of the Secretariat, entities of the United Nations system and entities external to the United Nations, including treaty organizations, intergovernmental, interregional, regional and national organizations, non-governmental organizations and academic communities. Such collaboration and cooperation include the following:

(a) Coordination of interdepartmental activities, liaison with United Nations organs dealing with legal matters, offices away from Headquarters and legal advisers or liaison officers assigned to field missions or other Secretariat units;

(b) Representation at and convening of meetings with legal advisers of the United Nations system and coordination of institutional arrangements for the specialized agencies and related organizations on matters of common concern;

(c) Representation of the Secretary-General and the Legal Counsel at meetings and conferences convened by the United Nations or sponsored by Governments, intergovernmental organizations and other international institutions.

8.6 The Office will face changing demands in a number of areas of its work. It will also aim to carry out its functions in the most efficient and modern way possible through enhanced use of the latest information and communications technology.

8.7 The Office of Legal Affairs continued to strive to make improvements in processes with the objective of increasing efficiency and providing better value for money. These efforts took place in all units within the Office. The Office assumed additional functions with respect to the fellowship programme funded through regular budget resources. These functions were previously entrusted to an outside entity. The resulting cost savings enabled the Office to finance 18 fellows for the 2010 International Law Fellowship Programme as compared with 12 fellowships in 2009, an increase of 50 per cent. The Office also improved the servicing of meetings related to oceans and the law of the sea with participation of Member States, as well as the servicing of the sessions of the Commission on the Limits of the Continental Shelf and the meetings of its subcommissions, through increased reliance on the website of the Division for Ocean Affairs and the Law of the Sea for dissemination of information and documents, and through continued utilization of online forums. Moreover, the Office reduced expert and recruitment-related travel costs through the use of video and teleconferencing facilities wherever possible and through the selection of meeting venues. In addition, it generated cost efficiencies in printing for the Organization through the online availability in electronic format of the publications of the Treaty Section.

8.8 With regard to the implementation of the recommendations of oversight bodies, the Office carried out a management and process review in one of its units which resulted in considerable improvement in output. It also continued to improve coordination and communication among United Nations system legal advisers and legal liaison officers to promote system-wide legal coherence, including achieving a more concerted provision of legal advice within the United Nations system. To that end, the Office organized meetings of the legal advisers of the specialized agencies, funds and programmes, and the field legal officers in the peacekeeping operations and the special political missions.

8.9 The issue of publications as a part of the programme of work has been reviewed in the context of each subprogramme. It is anticipated that recurrent and non-recurrent publications will be issued as summarized in table 8.3 and as described in the output information for each subprogramme. The decrease over the past bienniums reflects consolidation and reformulation in an effort to further increase the comprehensiveness, quality and relevance of publications.

Table 8.3 **Summary of publications**

Publications	*2008-2009 actual**	*2010-2011 estimate**	*2012-2013 estimate**
Recurrent	99	192	209
Non-recurrent	8	29	21
Total	**107**	**221**	**230**

* Estimates include only programmed and carried-forward outputs. Actual data include only implemented and reformulated outputs.

8.10 The Office of the Under-Secretary-General for Legal Affairs supports the Legal Counsel in the timely discharge of her responsibilities and in the management of the Office of Legal Affairs, which includes monitoring the resources of the Office to address changing organizational priorities and increased mandates, and streamlining the Office's management systems. The Office of the Under-Secretary-General supports the Legal Counsel in formulating recommendations to the Secretary-General in interdepartmental and inter-agency bodies, in coordinating the United Nations Legal Advisers Network and in providing legal advice to high-level inter-agency bodies. It monitors the implementation of the programme of work and acts as the focal point for information on all aspects of the work of the Office of Legal Affairs. It also coordinates interdepartmental activities and consults and negotiates with other departments, offices, subsidiary bodies and related agencies of the United Nations system on matters of mutual concern. In addition, the Office of the Under-Secretary-General coordinates the Legal Counsel's public outreach on behalf of the Office of Legal Affairs, including through the drafting of statements made by the Legal Counsel in public forums.

8.11 Subprogramme 1 is implemented by the Office of the Legal Counsel, which will continue to provide legal services to the United Nations system as a whole. The Office seeks to provide qualitative and timely legal advice and assistance to facilitate the functioning of the United Nations, both at Headquarters and in the field, in accordance with international law and the legal regime of the United Nations. It will continue to provide advice at meetings of the political organs of the United Nations, to protect the privileges and immunities of the Organization and to ensure that appropriate legal instruments are finalized in respect of the activities of the United Nations. The demand for legal services provided by the Office has increased, in particular with regard to support for the peacekeeping operations of the Organization, support for international courts and tribunals, provision of advice on matters involving the privileges and immunities of the Organization and its officials and experts on mission, and support in respect of the work of the Department of Political Affairs.

8.12 Subprogramme 2 is implemented by the General Legal Division, which provides general legal services and support to United Nations organs and programmes. The Division seeks to provide timely and effective legal advice, assistance and services to units of the Organization (e.g. Headquarters, regional commissions and other offices away from Headquarters, and peacekeeping and other missions) and of the separately funded subsidiary organs of the United Nations, in order to protect the legal interests of the Organization and to prevent or minimize legal liabilities arising from the activities and operations of the Organization. Demand for legal services provided by the Division continues to increase, in particular with regard to support for peacekeeping and similar missions of the Organization, internal investigations and the development and implementation of reform policies. The Division has also experienced a strong demand for legal services resulting from the reform of the system for the administration of justice, as requirements for legal advice and representation to meet the level of activity resulting from that

reform has increased exponentially. In accordance with the request of the General Assembly as set forth in its resolution 65/251, a comprehensive report of the Secretary-General on administration of justice, including any related resource requirements, will be submitted to the Assembly for its consideration at its sixty-sixth session. The Division will continue to assist the Organization in the design and implementation of innovative legal arrangements for meeting the logistical requirements of the Organization's peacekeeping, political and humanitarian operations. It will continue to defend the Organization from claims by contractors and third parties arising from activities and operations of the United Nations with the aim of minimizing the Organization's legal liabilities. Finally, in response to recommendations made by both internal and external auditors, the Division will continue to contribute to improving the Organization's procurement practices through the development and improvement of standard forms of contracts and related instruments, as well as the reform of the policies and procedures for such procurement activities.

8.13 Subprogramme 3 is implemented by the Codification Division, which plays an increasing role in the substantive servicing of a number of legal bodies, including the preparation of analytical reports for the chairpersons of various working groups on legal instruments. The substantive work of the Division has increased significantly as a result of the increasing demands by the International Law Commission for research projects to be conducted by the Division, including proposal papers for new topics, comprehensive studies on new topics to guide the Commission's work throughout its consideration of the topics and extensive research and legal advice to Special Rapporteurs. The Division is responsible for the implementation of the United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law, which has provided the foundation for United Nations efforts to contribute to better knowledge of international law as a means of strengthening international peace and security, and promoting friendly relations and cooperation among States for almost half a century. Work under the Programme of Assistance has grown significantly owing to the increasing demand for international law training and research materials from developing countries, countries with economies in transition and developed countries. The Division performs significant additional functions regarding the International Law Fellowship Programme. The Division is also revitalizing the regional courses to respond to the increasing demand for training on core subjects of public international law as well as topics of particular interest to a region. Modern technology has been utilized to expand its traditional training and dissemination activities by creating over 20 websites and the United Nations Audiovisual Library of International Law. On an exceptional basis, the Division has also extended its desktop publishing to additional legal publications and performed such additional tasks as editing, proofreading, formatting and translation of short texts, in order to expedite the publications and eliminate the backlog. In view of these voluminous and complex tasks under the Programme of Assistance, it is proposed to redeploy one General Service (Principal level) post from the Treaty Section (subprogramme 6) to the Codification Division, in exchange for one General Service (Other level) post.

8.14 Subprogramme 4 is implemented by the Division for Ocean Affairs and the Law of the Sea. The mandate of the subprogramme derives from the 1982 United Nations Convention on the Law of the Sea, the 1995 Fish Stocks Agreement and relevant General Assembly resolutions. Increased activities are anticipated in several areas of work during the biennium 2012-2013. In view of the very large number of submissions by coastal States to the Commission on the Limits of the Continental Shelf, the work of the Commission and, correspondingly, the work of the Division has increased substantially. Member States expect expeditious consideration of the submissions in view of the important national interests involved. Consequently, the Commission will continue to increase the number and the duration of meetings at Headquarters in order to address the concerns expressed by submitting States regarding the projected time frame for the consideration of all the submissions. This will lead to a significant increase in substantive services provided by the

Division as the secretariat of the Commission. Increased activities are also expected in relation to the requirements for servicing of and follow-up to the Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction. Furthermore, the Division will be responding to requirements for the servicing of and follow-up to the Meetings of States Parties to the United Nations Convention on the Law of the Sea with respect to the Open-ended Informal Consultative Process on Oceans and the Law of the Sea, particularly in view of enhanced cooperation with agencies, programmes and funds of the United Nations system. As requested by the General Assembly, in paragraph 210 of its resolution 65/37, the Division will also provide secretariat support to the regular process for global reporting and assessment of the state of the marine environment, including socio-economic aspects, and its established institutions, such as the Ad Hoc Working Group of the Whole. In view of the nature of the work expected from the Division, it is proposed to redeploy one General Service (Principal level) post from the Treaty Section (subprogramme 6) to the Division for Ocean Affairs and the Law of the Sea, in exchange for a General Service (Other level) post. The incumbent of the redeployed post would undertake such complex tasks as conducting research on law of the sea issues, processing a variety of specialized documentation, independently responding to inquiries from internal and external parties, such as, inter alia, information on processes and procedures related to a range of legal activities and instruments, and supervising, coordinating and providing guidance to General Service staff in servicing meetings.

8.15 With respect to subprogramme 5, the International Trade Law Division will continue to provide substantive services to the United Nations Commission on International Trade Law (UNCITRAL) and its working groups with a view to expanding the body of uniform legal standards for worldwide use and to preparing the future legislative work programme of the Commission. In addition to the six subject matters currently assigned to UNCITRAL working groups, the Commission has asked the Division to develop proposals for work on legal and regulatory aspects of microfinance. This is a rapidly expanding field globally and work would draw in part on the Commission's experience in other areas, including electronic commerce, secured transactions and international credit transfers. The Division organized an international colloquium on the matter in January 2011 and will report to the Commission with recommendations for possible future work at its next session. As the substantive secretariat of the only United Nations body with a mandate for modernization of the legal framework for a globalized economy, the Division will respond to the increasing demand for new international trade law standards and the increasing reliance by Member States, in particular developing countries, on technical assistance from UNCITRAL experts in capacity-building. Better understanding of the importance of trade law in the overall promotion of the rule of law and an enhanced perception of treaty obligations incumbent on Member States for the uniform interpretation of a number of UNCITRAL standards have also resulted in an escalation of demand for assistance from the Division. The Division continues to explore a range of options for responding to the growing need for uniform interpretation of UNCITRAL texts, which is indispensable for their effective implementation. This objective is currently being addressed through the Secretariat's continuing work on its case law on UNCITRAL texts (CLOUT) initiative. The growing scope of the work, increased inflow of new cases, editing of abstracts and management of the CLOUT database and website constitute a large and growing portion of the workload of the Division. The Division is responsible for ongoing work with Member States in the promotion and implementation of the many UNCITRAL texts (as of 2010, this comprises 36 international trade law standards, including 10 international conventions and 9 model laws) which have been developed to date. Strengthened coordination between international organizations active in the field of international trade law will also be sought, consistent with the mandate of UNCITRAL as the core legal body in the United Nations system in the field of international trade law.

8.16 With regard to subprogramme 6, the Treaty Section, with a view to facilitating wider awareness of treaty and treaty-related information, will continue to discharge the functions of the Secretary-General as depositary of over 545 multilateral treaties. It will continue to promote wider participation in the multilateral treaty framework through two treaty events at United Nations Headquarters and register, file and record, and publish treaties pursuant to Article 102 of the Charter of the United Nations and General Assembly regulations. Furthermore, the Section will provide assistance to States on technical and legal aspects of their participation in treaties deposited with the Secretary-General and the registration of treaties through capacity-building seminars. It will continue to enhance and refine its computerization programme during the biennium to respond effectively to the needs of Member States and other end-users for timely, efficient and user-friendly access to information. Besides the increased volume of work, there has been an increased need for the provision of legal advice to Member States and intergovernmental organizations within and outside the United Nations system, as well as treaty secretariats, the provision of training and capacity-building in treaty law and practice to Member States and intergovernmental organizations at the regional level and at Headquarters, and for raising awareness of and participation in treaties. However, owing to the more pressing needs in subprogrammes 3 and 4, as elaborated in paragraphs 8.13 and 8.14 above, two General Service (Principal level) posts are proposed to be redeployed outward, one to the Codification Division (subprogramme 3) in exchange for one General Service (Other level) post, and another to the Division for Ocean Affairs and Law of the Sea (subprogramme 4), also in exchange for one General Service (Other level) post.

8.17 The overall resource requirements of the Office of Legal Affairs for the biennium 2012-2013 amount to $44,503,500, before recosting, reflecting a 2.0 per cent decrease of $893,000 compared with the previous biennium, as shown in table 8.5 below. These include $38,487,400 for posts, being the net result of the continuation of 144 posts and the delayed impact of one new post (P-3) established in 2010-2011 in the Division for Ocean Affairs and Law of the Sea, as well as $6,016,100 for various non-post requirements. The reduction of 14.5 per cent in non-post requirements amounting to $1,019,200 is the result of an increase in travel of representatives ($119,200) offset by decreases, inter alia, under consultants, expert group meetings, travel of staff, contractual services, general operating expenses and furniture and equipment, based on expenditure patterns as well as anticipated strict measures in managing resources.

8.18 During the biennium 2012-2013, the projected other assessed resources amounting to $7,046,600, representing 11.7 per cent of overall resource requirements, would provide for 18 posts (5 P-5, 7 P-4, 2 P-3, 1 P-2, 3 General Service (Other level)) and would be utilized for the provision of legal support and assistance to peacekeeping operations. The increase of $522,600 from 2010-2011 estimates of $6,524,000 is due to the request for three new posts (1 P-4, 1 P-3 and 1 General Service (Other level)) in order to cope with the increased demand placed on the Office of Legal Affairs to provide legal services to peacekeeping operations (see A/65/761).

8.19 Also during the biennium 2012-2013, projected extrabudgetary resources amounting to $8,414,200 would complement various activities related to, inter alia, the provision of legal support to extrabudgetary structures of the United Nations system, support for international trade law through symposiums on international trade law and assistance in the teaching, study, dissemination and wider appreciation of international law. The extrabudgetary resources will also be utilized to assist States in the settlement of disputes through the International Court of Justice, assist developing States in attending meetings of the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea, assist members of the Commission on the Limits of the Continental Shelf who are from developing States to participate in meetings, assist developing States in the preparation of submissions to the Commission and conduct seminars on international trade law. Through its extrabudgetary resources, the Office of Legal Affairs is supported by

10 posts (2 D-1, 1 P-5, 1 P-4, 1 P-3, 1 P-2 and 4 General Service (Other level)). It is anticipated that the level of extrabudgetary resources would decline by $281,500 from 2010-2011 estimates of $8,695,700.

8.20 Pursuant to General Assembly resolution 58/269, resources identified for monitoring and evaluation would amount to $1,142,100, of which $1,099,600 represents 95.6 work-months of staff at various grades/levels and $42,500 relates to non-post items. Of the staffing resources amounting to $1,099,600, $957,600 will be funded from the regular budget and $142,000 will be funded from the support account for peacekeeping operations.

8.21 The estimated percentage distribution of the resources of the programme in the biennium 2012-2013 is shown in table 8.4. The resource and post requirements are summarized in tables 8.5 and 8.6, respectively.

Table 8.4 Distribution of resources by component

(Percentage)

Component	*Regular budget*	*Other assessed budget*	*Extrabudgetary*
A. Policymaking organs			
1. International Law Commission	5.1	—	—
2. United Nations Commission on International Trade Law	0.4	—	—
Subtotal A	**5.5**	**—**	**—**
B. Executive direction and management	4.6	—	—
C. Programme of work			
1. Provision of legal services to the United Nations as a whole	7.7	30.0	23.7
2. General legal services provided to United Nations organs and programmes	14.1	70.0	24.6
3. Progressive development and codification of international law	15.0	—	4.0
4. Law of the sea and ocean affairs	19.7	—	45.7
5. Progressive harmonization, modernization and unification of the law of international trade	14.5	—	2.0
6. Custody, registration and publication of treaties	14.3	—	—
Subtotal C	**85.4**	**100.0**	**100.0**
D. Programme support	4.5	—	—
Total	**100.0**	**100.0**	**100.0**

Table 8.5 Resource requirements by component

(Thousands of United States dollars)

(1) *Regular budget*

Component	*2008-2009 expenditure*	*2010-2011 appropriation*	*Resource growth*		*Total before recosting*	*Recosting*	*2012-2013 estimate*
			Amount	*Percentage*			
A. Policymaking organs	2 973.6	2 621.1	(179.9)	(6.9)	2 441.2	89.6	2 530.8
B. Executive direction and management	1 964.1	2 096.2	(34.1)	(1.6)	2 062.1	22.1	2 084.2

Component	2008-2009 expenditure	2010-2011 appropriation	Resource growth		Total before recosting	Recosting	2012-2013 estimate
			Amount	Percentage			
C. Programme of work	40 601.4	38 563.3	(557.5)	(1.4)	38 005.8	251.3	38 257.1
D. Programme support	2 359.8	2 115.9	(121.5)	(5.7)	1 994.4	42.6	2 037.0
Subtotal (1)	**47 899.0**	**45 396.5**	**(893.0)**	**(2.0)**	**44 583.5**	**405.6**	**44 909.1**

(2) *Other assessed budget*

	2008-2009 expenditure	2010-2011 estimate	2012-2013 estimate
C. Programme of work	5 345.7	6 524.0	7 046.6
Subtotal (2)	**5 345.7**	**6 524.0**	**7 046.6**

(3) *Extrabudgetary*

	2008-2009 expenditure	2010-2011 estimate	2012-2013 estimate
C. Programme of work	5 091.4	8 695.7	
Subtotal (3)	**5 091.4**	**8 695.7**	**8 414.2**
Total (1), (2) and (3)	**58 336.1**	**60 616.2**	**60 369.9**

Table 8.6 **Post requirements**

Category	Established regular budget posts		Temporary posts						Total	
			Regular budget		Other assessed		Extrabudgetary			
	2010-2011	2012-2013	2010-2011	2012-2013	2010-2011	2012-2013	2010-2011	2012-2013	2010-2011	2012-2013
Professional and above										
USG	1	1	—	—	—	—	—	—	1	1
ASG	1	1	—	—	—	—	—	—	1	1
D-2	4	4	—	—	—	—	—	—	4	4
D-1	7	7	—	—	—	—	2	2	9	9
P-5	18	18	—	—	5	5	1	1	24	24
P-4/3	40	40	—	—	7	9	2	2	49	51
P-2/1	14	14	—	—	1	1	1	1	16	16
Subtotal	**85**	**85**	**—**	**—**	**13**	**15**	**6**	**6**	**104**	**106**
General Service										
Principal level	11	11	—	—	—	—	—	—	11	11
Other level	48	48	—	—	2	3	4	4	54	55
Subtotal	**59**	**59**	**—**	**—**	**2**	**3**	**4**	**4**	**65**	**66**
Total	**144**	**144**	**—**	**—**	**15**	**18**	**10**	**10**	**169**	**172**

A. Policymaking organs

1. International Law Commission

Resource requirements (before recosting): $2,283,500

8.22 Pursuant to Article 13, paragraph 1 (a), of the Charter of the United Nations, the General Assembly, by its resolution 174 (II), established the International Law Commission and approved its statute. The Commission has as its objective the promotion of the progressive development of international law and its codification. It consists of 34 members who are persons of recognized competence in international law. The statute of the Commission does not specify the duration of its sessions. Unless otherwise decided by the Assembly, the Commission normally holds an annual 12-week session in Geneva and reports to the Assembly, which provides guidance to the Commission on its programme of work through annual resolutions on the reports of the Commission. As of 2000, as mandated by the Assembly, the Commission holds 10 to 11-week split annual sessions. The Codification Division of the Office of Legal Affairs provides the substantive servicing of the Commission.

Table 8.7 Resource requirements: International Law Commission

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Non-post	2 189.2	2 283.5	—	—
Total	**2 189.2**	**2 283.5**	**—**	**—**

8.23 The amount of $2,283,500 covers the costs of (a) attendance by the Chairperson and 33 members at the annual session in Geneva, (b) attendance by the Chairperson at the regular sessions of the General Assembly during the consideration of the Commission's reports, (c) attendance by the Chairperson or another representative of the Commission at the sessions of the four regional legal intergovernmental bodies (2 weeks each) with which the Commission, pursuant to its statute, has established links of cooperation, (d) travel of staff to service the sessions of the Commission and (e) non-staff compensation payable at the rate set by the Assembly in its resolution 57/272. The proposed resources, which represent an increase of $94,300 compared with the previous biennium, assume that the Commission will hold 10 to 11-week split annual sessions.

2. United Nations Commission on International Trade Law

Resource requirements (before recosting): $157,700

8.24 UNCITRAL, comprising 60 Member States, is charged, pursuant to General Assembly resolution 2205 (XXI), with the improvement and harmonization of international trade law, which corresponds to subprogramme 5. The Commission carries out its tasks, with the assistance of the International Trade Law Division as its secretariat, in one annual meeting of up to four weeks' duration and in six working group meetings on specialized topics of up to 12 weeks' duration per year.

Table 8.8 **Resource requirements: United Nations Commission on International Trade Law**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Non-post	431.9	157.7	—	—
Total	**431.9**	**157.7**	—	—

8.25 The amount of $157,700, which represents a reduction of $274,200 compared with the previous biennium, would provide for the travel of representatives, travel of staff and contractual services. The proposal assumes that UNCITRAL will hold its meetings in Vienna, where the International Trade Law Division of the Office of Legal Affairs is located, instead of alternatively in Vienna or New York; hence, the reduced requirement for travel of staff.

B. Executive direction and management

Resource requirements (before recosting): $2,062,100

8.26 The Under-Secretary-General for Legal Affairs, the Legal Counsel, is responsible for the overall policy direction, supervision, administration and management of the Office of Legal Affairs. She represents the Secretary-General at meetings and conferences of a legal nature and in judicial and arbitral proceedings, certifies legal instruments issued on behalf of the United Nations, convenes meetings of the legal advisers of the United Nations system and represents the Organization at such meetings. In the exercise of her responsibilities, the Legal Counsel is assisted by the Assistant Secretary-General for Legal Affairs, who serves as her deputy and who, under the direction of the Legal Counsel, assists with the implementation of the programme of work of all other units in the Office.

8.27 The Office of the Under-Secretary-General for Legal Affairs supports the Legal Counsel in the timely discharge of her responsibilities and in the management of the Office, which includes monitoring the resources of the Office of Legal Affairs to address changing Organizational priorities and increased workload, and streamlining the Office's management systems. The Office of the Under-Secretary-General supports the Legal Counsel in formulating recommendations to the Secretary-General in interdepartmental and inter-agency bodies, in the coordination of the United Nations Legal Advisers Network and in the provision of legal advice to high-level inter-agency bodies. It monitors the implementation of the programme of work and acts as the focal point for information on all aspects of the work of the Office of Legal Affairs. It also coordinates interdepartmental activities and consults and negotiates with other departments, offices, subsidiary bodies and related agencies of the United Nations system on matters of mutual concern.

Table 8.9 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To ensure full implementation of legislative mandates and compliance with United Nations policies and procedures with respect to the management of the programme of work and of staff and financial resources

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Increased timeliness of submission of documentation	(a) Increased percentage of documents submitted in accordance with the deadline
	Performance measures
	2008-2009: 90 per cent
	Estimate 2010-2011: 90 per cent
	Target 2012-2013: 92 per cent
(b) Enhanced coordination in the work of legal advisers and legal liaison officers of the United Nations system	(b) Number of major meetings carried out in collaboration with other legal advisers
	Performance measures
	2008-2009: 8 meetings
	Estimate 2010-2011: 8 meetings
	Target 2012-2013: 6 meetings

External factors

8.28 The Office of Legal Affairs is expected to achieve its objectives and expected accomplishments in the area of executive direction and management on the assumption that recruitment and placement of staff is timely.

Outputs

8.29 During the biennium 2010-2011, the following outputs will be delivered:

(a) Coordination with the Executive Office of the Secretary-General and with the offices of other senior managers to ensure optimal coordination between the Office of Legal Affairs and other parts of the Organization and, in this regard, optimal support to the Legal Counsel;

(b) Regular formal meetings with the director of each unit and regular meetings of the Management Committee of the Office of Legal Affairs to ensure the timely provision of advisory services and the substantive servicing of meetings;

(c) Representation of the Secretary-General in legal conferences and legal proceedings, as required, and provision of legal advice to the Secretary-General;

(d) Regular monitoring of all units to ensure the continued timely submission of parliamentary documentation and recurrent and non-recurrent publications;

(e) Organization of meetings annually in connection with three United Nations legal networks.

Table 8.10 Resource requirements: executive direction and management

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	1 965.1	1 965.1	7	7
Non-post	131.1	97.0	—	—
Subtotal	**2 096.2**	**2 062.1**	**7**	**7**
Extrabudgetary	—	—	—	—
Total	**2 096.2**	**2 062.1**	**7**	**7**

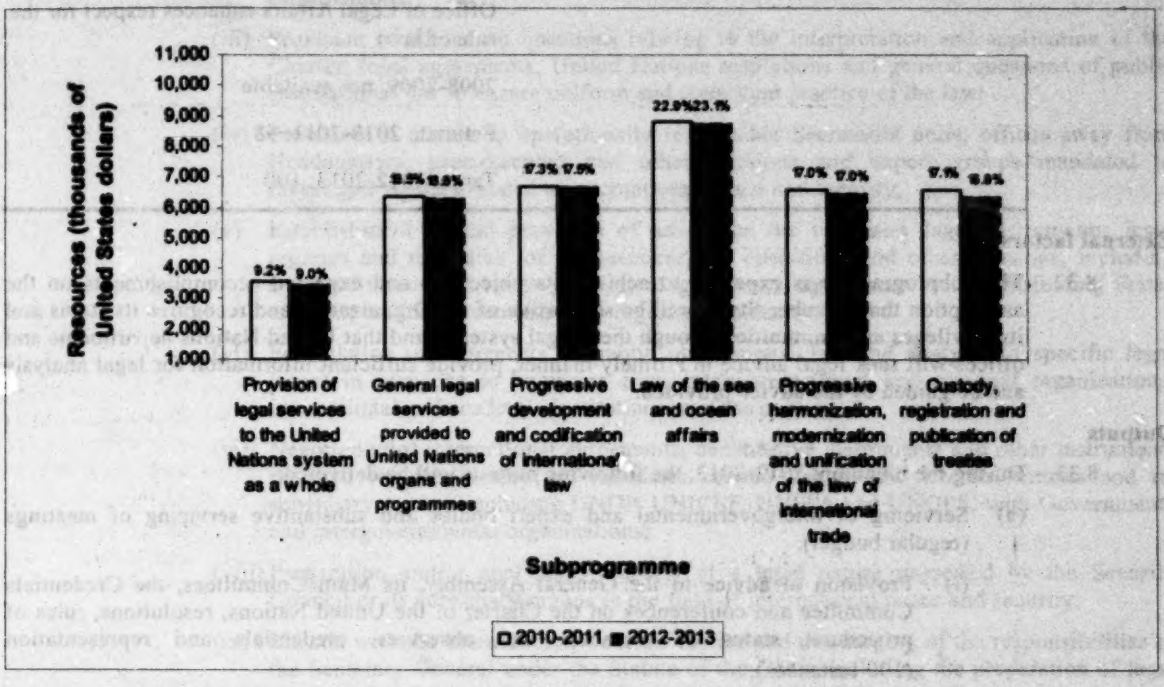
8.30 The amount of $2,062,100 would provide for seven posts (1 USG, 1 P-5, 1 P-3, 1 General Assembly (Principal level), 3 General Service (Other level)). The non-post requirements ($97,000) relate to overtime, travel of staff, contractual services, hospitality, and furniture and equipment necessary for the operation of the Office. The decrease of $34,100 compared with the previous biennium is due to efficiency measures and more stringent use of resources, resulting in reduced requirements for travel of staff, contractual services expenses (owing to the change in level of service from level B to level C for desktop equipment support), hospitality and furniture and equipment, owing to the extension of the usage life of equipment where possible.

C. Programme of work

Table 8.11 Resource requirements by subprogramme

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
1. Office of the Legal Counsel	3 542.6	3 436.3	11	11
2. General Legal Division	6 370.2	6 289.1	21	21
3. Codification Division	6 696.2	6 660.1	22	22
4. Division for Ocean Affairs and Law of the Sea	8 817.2	8 773.7	29	29
5. International Trade Law Division, Vienna	6 555.1	6 464.6	21	21
6. Treaty Section	6 582.0	6 382.0	27	27
Subtotal	**38 563.3**	**38 005.8**	**131**	**131**
Other assessed	6 524.0	7 046.6	15	18
Extrabudgetary	8 695.7	8 414.2	10	10
Total	**53 783.0**	**53 466.6**	**156**	**159**

Regular budget resource requirements by subprogramme



Subprogramme 1
Provision of legal services to the United Nations system as a whole

Resource requirements (before recosting): $3,436,300

8.31 Substantive responsibility for subprogramme 1 is vested in the Office of the Legal Counsel. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 1 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev.1).

Table 8.12 Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures

Objective of the Organization: To assist the principal and subsidiary organs of the United Nations in enhancing respect for the rule of law and supporting the development of international justice

Expected accomplishments of the Secretariat	Indicators of achievement
Facilitation of the functioning of the principal and subsidiary organs of the United Nations in accordance with international law, including the United Nations legal regime, and supporting international justice mechanisms, as mandated	No less than 98 per cent of the legal instruments are finalized in respect of the activities of the United Nations *Performance measures* (Percentage of instances where legal instruments are finalized for the activities of

	the United Nations and instances where the Office of Legal Affairs enhances respect for the rule of law)
	2008-2009: not available
	Estimate 2010-2011: 98
	Target 2012-2013: 100

External factors

8.32 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that Member States will be supportive of the Organization and recognize its status and its privileges and immunities through their legal systems, and that United Nations departments and offices will seek legal advice in a timely manner, provide sufficient information for legal analysis and be guided by the advice provided.

Outputs

8.33 During the biennium 2012-2013, the following outputs will be delivered:

(a) Servicing of intergovernmental and expert bodies and substantive servicing of meetings (regular budget):

(i) Provision of advice to the General Assembly, its Main Committees, the Credentials Committee and conferences on the Charter of the United Nations, resolutions, rules of procedure, status of members and observers, credentials and representation (100 instances);

(ii) Provision of oral and written advice to the Security Council and its subsidiary organs on the interpretation and implementation of resolutions, provisional rules of procedure and statutes of ad hoc criminal tribunals (25 instances);

(iii) Provision of substantive and procedural advice to the Economic and Social Council, including functional and regional commissions, on the Charter of the United Nations, resolutions, rules of procedure, elections and non-governmental organizations (30 instances);

(iv) Provision of substantive and secretariat services for the Committee on Relations with the Host Country and its working groups, including the preparation of notes and statements for the Chairman, assistance to the Bureau, analysis of legal issues and the preparation of reports and documentation (5 instances);

(b) Other substantive activities (regular budget/other assessed/extrabudgetary): promotion of legal instruments:

(i) Provision of advice to and support for the international and United Nations-assisted criminal tribunals and the relevant management committees on the constitutive instruments and the Secretary-General's functions thereunder, the rules of procedure and evidence and all related legal and administrative matters concerning the functioning of the tribunals;

(ii) Provision of advice on legal questions concerning the privileges and immunities and status of the Organization, including the United Nations Development Programme (UNDP), the United Nations Children's Fund (UNICEF), the United Nations Population Fund (UNFPA) and the United Nations Office for Project Services (UNOPS), in the

territories of Member States and relationships with States and intergovernmental organizations;

(iii) Provision of advice on questions relating to the interpretation and application of the Charter, legal agreements, United Nations resolutions and general questions of public international law to ensure uniform and consistent practice of the law;

(iv) Provision of advice to operationally responsible Secretariat units, offices away from Headquarters, peacekeeping and other missions and expert groups mandated to investigate matters related to international peace and security;

(v) Establishment of and provision of advice on the necessary legal instruments, legal regimes and mandates for all peacekeeping operations and other missions, including status-of-forces and status-of-mission agreements, agreements with contributing States and cooperation agreements with regional organizations;

(vi) Formulation of statements of public international law and analysis of specific legal issues in response to enquiries from intergovernmental and regional organizations, international and academic institutions, and the public;

(vii) Negotiation of international agreements, constitutive instruments and other instruments required for the conduct of mandates carried out by the United Nations and its subsidiary organs, including UNDP, UNICEF, UNFPA and UNOPS, with Governments and intergovernmental organizations;

(viii) Preparation and/or analysis of reports of a legal nature requested by the Security Council or its subsidiary organs in the field of international peace and security;

(ix) Liaison with the International Court of Justice and discharging of the responsibilities of the Secretary-General under the Statute of the Court, including the preparation of legal statements and the transmission of notices relating to legal proceedings;

(x) Promotion of respect for Articles 104 and 105 of the Charter of the United Nations, the Convention on the Privileges and Immunities of the United Nations and the headquarters agreements with the United States of America and other host Governments;

(xi) Settlement of disputes in the area of public international law involving the Organization, including representation of the Secretary-General at judicial proceedings, including those of the International Court of Justice;

(xii) Coordination of interdepartmental activities and liaison with United Nations organs dealing with legal matters, offices away from Headquarters and legal advisers or liaison officers assigned to field missions or other Secretariat units;

(xiii) Representation at and convening of meetings with legal advisers of the United Nations system and coordination of institutional arrangements for the specialized agencies and related organizations on matters of common concern;

(xiv) Representation of the Secretary-General and the Legal Counsel at meetings and conferences convened by the United Nations or sponsored by Governments, intergovernmental organizations and other international institutions;

(c) Technical cooperation (regular budget/extrabudgetary):

(i) Advisory services: provision of assistance to States, including through the Trust Fund to Assist States in the Settlement of Disputes through the International Court of Justice, in settling their legal disputes through the Court, including application of the Statute, and reporting to the Secretary-General and the General Assembly (5 instances);

(ii) Training courses, seminars and workshops: presentation of papers and participation in meetings and conferences sponsored by United Nations organs, Governments, professional societies or international organizations on legal issues relating to the functions of the United Nations (5 instances); provision of legal expertise and resource persons for training courses sponsored by Governments or international institutions for diplomats on subjects that are within the competence of the Office of the Legal Counsel (5 instances).

Table 8.13 **Resource requirements: subprogramme 1**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	3 280.0	3 280.0	11	11
Non-post	262.6	156.3	—	—
Subtotal	**3 542.6**	**3 436.3**	**11**	**11**
Other assessed	1 957.2	2 114.0	5	5
Extrabudgetary	1 991.3	1 995.4	3	3
Total	**7 491.1**	**7 545.7**	**19**	**19**

8.34 The amount of $3,436,300 provides for the continuation of 11 posts (1 ASG, 1 D-1, 2 P-5, 1 P-4, 1 P-3, 1 P-2, 4 General Service (Other level)), as well as non-post requirements for overtime, consultants, travel of staff, contractual services and furniture and equipment. Efficiency measures and more stringent use of resources have resulted in reduced requirements totalling $106,300 for consultants, travel of staff, contractual services (resulting from the change in level of service from level B to level C for desktop equipment support) and furniture and equipment.

8.35 The amount of $2,114,000 from the support account for peacekeeping operations and $1,995,400 from extrabudgetary resources will be utilized to fund eight posts, including six in the Professional and higher category and two in the General Service category. The lawyers and support staff will provide legal support and assistance to the Organization, specifically to funds and programmes and peacekeeping operations. The Trust Fund to Assist States in the Settlement of Disputes through the International Court of Justice will be utilized to provide financial assistance to States for expenses related to disputes submitted to the Court under Article 40, paragraph 1, of its Statute. The increase of $156,800 compared to the previous biennium under the other assessed heading is due primarily to the increased requirements for data-processing services and communications, as well as higher staff costs under the support account for peacekeeping operations (see A/65/761).

Subprogramme 2
General legal services provided to United Nations organs and programmes

Resource requirements (before recosting): $6,289,100

8.36 Substantive responsibility for subprogramme 2 is vested in the General Legal Division. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 2 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev.1).

Table 8.14 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To protect the legal interests of the Organization

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Maximization of the protection of the legal interests of the Organization	(a) The absence of instances in which, unless waived, the status and privileges and immunities of the Organization are not maintained *Performance measures* 2008-2009: zero instances Estimate 2010-2011: zero instances Target 2012-2013: zero instances
(b) Minimization of the legal liabilities of the Organization	(b) The total amount of the Organization's legal liability is minimized compared with the total amount of claims brought against the Organization *Performance measures* (Percentage of actual legal liability incurred (in dollars) versus the original amount of the claim of liability against the Organization) 2008-2009: 28 per cent Estimate 2010-2011: 35 per cent Target 2012-2013: 35 per cent

External factors

8.37 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that Member States will be supportive of the Organization and recognize its status and its privileges and immunities through their legal systems, and that United Nations departments and offices will seek legal advice in a timely manner, provide sufficient information for legal analysis and be guided by the advice rendered.

Outputs

8.38 During the biennium 2012-2013, the following outputs will be delivered: conference services, administration and oversight (regular budget/other assessed/extrabudgetary): overall administration and management:

(a) Provision of advice and assistance on arbitration or litigation arising out of peacekeeping and other missions, including representation of the Organization before arbitral, judicial and other quasi-judicial and administrative bodies (10 instances);

(b) Provision of advice and assistance on arbitration or litigation unrelated to peacekeeping, including representation of the Organization before arbitral, judicial and other quasi-judicial and administrative bodies (10 instances);

(c) Provision of advice and assistance on maintaining the privileges and immunities of the United Nations and its subsidiary organs before judicial, quasi-judicial and other administrative bodies (80 instances);

(d) Provision of advice on administrative policies and procedures, including the formation and interpretation of regulations, rules and other administrative issuances (100 instances);

(e) Provision of advice on claims arising out of peacekeeping and other missions, including assistance in resolving contractual and real property disputes, as well as claims for property damage, personal injury and death (30 instances);

(f) Provision of advice on commercial activities unrelated to peacekeeping, including contracts and substantial procurement of goods and services, insurance, real property arrangements, intellectual property issues and procurement practices, policies and procedures (950 instances);

(g) Provision of advice on commercial and other claims unrelated to peacekeeping, including assistance in resolving contractual and real property disputes, as well as claims for property damage, personal injury and death (150 instances);

(h) Provision of advice on commercial aspects of development assistance, including goods and services, the establishment of field offices and the management of loans by Governments and regional, international or other financial institutions (300 instances);

(i) Provision of advice on commercial aspects of peacekeeping and other missions, including contracts and substantial procurement for logistical support, insurance, demining and similar operations, disposition of assets and air and sea charter arrangements (650 instances);

(j) Provision of advice on legal aspects of financial questions, including the formation and interpretation of the Financial Regulations and Rules of the United Nations, treasury operations, banking arrangements and the operations and investments of the United Nations Joint Staff Pension Fund (150 instances);

(k) Provision of advice on legal aspects of fund-raising activities of separately funded subsidiary organs, including arrangements regarding administrative fees and direct or indirect contributions (120 instances);

(l) Provision of advice on institutional and operational arrangements for peacekeeping and other missions and for development assistance, including the formation and interpretation of agreements with Governments and international organizations concerning such arrangements (50 instances);

(m) Provision of advice on internal oversight services, including assistance in prosecuting staff and others who engage in theft, corruption or other fraudulent activities, and assistance in the recovery of assets fraudulently obtained from the Organization (20 instances);

(n) Provision of advice on legal aspects of the management of development and technical assistance, including personnel and financial arrangements and the revision and harmonization of staff and financial regulations, and rules of the separately funded subsidiary organs (200 instances);

(o) Provision of advice on personnel matters, including the formulation and interpretation of the Staff Regulations and Rules, issues of the rights and obligations of staff members, benefits and allowances, tax reimbursement and pension matters (2,400 instances);

(p) Provision of advice on public-private partnerships, including the development of new modalities for such partnerships and the interpretation of such modalities and their application of the financial regulations and rules, and national law requirements (200 instances);

(q) Provision of advice on the legislative aspects of peacekeeping and other missions, such as regulations and rules and field administration policies, governing staff serving in such missions (200 instances);

(r) Legal representation in cases before the United Nations Appeals Tribunal, provision of assistance in cases before the United Nations Dispute Tribunal and general assistance with respect to the system for the internal administration of justice in the United Nations (800 instances).

Table 8.15 **Resource requirements: subprogramme 2**

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	5 994.9	5 994.9	21	21
Non-post	375.3	294.2	—	—
Subtotal	**6 370.2**	**6 289.1**	**21**	**21**
Other assessed	4 566.8	4 932.6	10	13
Extrabudgetary	2 064.8	2 071.5	7	7
Total	**13 001.8**	**13 293.2**	**38**	**41**

8.39 Resources amounting to $6,289,100 would provide $5,994,900 for the continuation of 21 posts (1 D-2, 1 D-1, 4 P-5, 3 P-4, 4 P-3, 1 P-2, 7 General Service (Other level)). The non-post resources of $294,200 would provide for various operating costs, for example, other staff costs, consultancy for retaining services of counsel on issues requiring special expertise not available in the Secretariat, travel of staff, subscriptions and fees for legal database services, and furniture and equipment. More rigorous monitoring of the use of resources and modification of services to be sought will result in a reduction of $81,100 in non-post requirements, for example, the change in level of service from level B to level C for desktop equipment support, and furniture and equipment, consultants and contractual services.

8.40 The amount of $4,932,600 under the heading other assessed relates to the support account for peacekeeping operations and, together with $2,071,500 from extrabudgetary resources, will be utilized to fund 20 posts, including 15 in the Professional and higher category and 5 in the General Service category. The lawyers and support staff will provide legal support and assistance to the Organization and, specifically, to the funds and programmes, and to peacekeeping operations. The increased requirements, mainly from the support account for peacekeeping operations, relate primarily to three additional posts (1 P-4, 1 P-3, 1 General Service (Other level)), general temporary assistance, data-processing services and communications, offset by reduced requirements for consultants and experts and travel of staff (see A/65/761).

Subprogramme 3
Progressive development and codification of international law

Resource requirements (before recosting): $6,660,100

8.41 Substantive responsibility for subprogramme 3 is vested in the Codification Division. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 3 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev. 1).

Table 8.16 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To facilitate the progressive development and codification of international law

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Progress in the formulation of legal instruments	(a) Increased percentage of legal instruments under preparation that are at moderate or higher levels of progress *Performance measures* 2008-2009: 33 per cent Estimate 2010-2011: 45 per cent Target 2012-2013: 50 per cent
(b) Wider appreciation and understanding of international law	(b) (i) No less than 90 percent satisfaction rating from the participants responding to the survey on international law training activities *Performance measures* 2008-2009: not available Estimate 2010-2011: 80 percent Target 2012-2013: 90 percent (ii) Increasing number of end-users of legal publications, documents and information disseminated *Performance measures* 2008-2009: not available Estimate 2010-2011: 100 end-users Target 2012-2013: 150 end-users

External factors

8.42 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that (a) the political environment stimulating the elaboration of international legal instruments envisaged under the subprogramme continues to exist, (b) the flow of voluntary contributions by States and private institutions will continue, (c) leading scholars and experts for seminars and courses planned under the subprogramme will be available and (d) Governments will show readiness to host/sponsor regional seminars.

Outputs

8.43 During the biennium 2012-2013, the following outputs will be delivered:

(a) Servicing of intergovernmental and expert bodies (regular budget):

(i) General Assembly:

a. Substantive servicing of meetings of the Sixth Committee (90);

b. Parliamentary documentation: report of the Ad Hoc Committee established by General Assembly resolution 51/210 of 17 December 1996 (2); report of the International Law Commission (2); reports of the Sixth Committee (32); report of the Special Committee on the Charter of the United Nations and on the Strengthening of the Organization (2); report on assistance to third States affected by the application of sanctions (2); report on effective measures to enhance the protection, security and safety of diplomatic and consular missions and representatives (1); report on criminal accountability of United Nations officials and experts on mission (1); report on diplomatic protection (1); report on measures to eliminate international terrorism (2); report on prevention of transboundary harm from hazardous activities and allocation of loss in case of such harm (1); report on responsibility of States for internationally wrongful acts (1); report on the *Repertory of Practice of United Nations Organs* and *Repertoire of the Practice of the Security Council* (2); report on the implementation of the United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law (2); report on the scope and application of the principle of universal jurisdiction (2); report on the status of the Protocols Additional to the Geneva Conventions of 1949 and relating to the protection of victims of armed conflicts;

(ii) Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization:

a. Substantive servicing of meetings of the Committee and its Working Group (30);

b. Parliamentary documentation: pre-session and in-session documents (2);

(iii) Advisory Committee on the United Nations Programme of Assistance in the Teaching, Study and Dissemination and Wider Appreciation of International Law: substantive servicing of meetings (4);

(iv) Ad Hoc Committee on the Elaboration of Legal Instruments for the Prevention of Terrorist Acts:

a. Substantive servicing of meetings of the Committee and its Working Group (20);

b. Parliamentary documentation: pre-session and in-session documents (2);

(v) International Law Commission:

a. Substantive servicing of meetings of the International Law Commission and its Drafting Committee, Planning Group and working groups (182);

b. Parliamentary documentation: in-session documents: report of the Special Rapporteur on the expulsion of aliens (2); report of the Special Rapporteur on the immunity of State officials from foreign criminal jurisdiction (2); report of the Special Rapporteur on the obligation to extradite or prosecute (2); report of the Special Rapporteur on the protection of persons in the event of disasters (2); topical summary (2);

c. Assistance to representatives and rapporteurs: provision of assistance to the Special Rapporteur of the International Law Commission on: the expulsion of aliens; the obligation to extradite or prosecute; the protection of persons in the event of disasters; immunities of State officials;

(b) Other substantive activities (regular budget/extrabudgetary):

(i) Recurrent publications: *United Nations Juridical Yearbook* 2011 and 2012; *Repertory of Practice of United Nations Organs*, Supplement No. 10, vols. I, II, IV and VI; *Reports of International Arbitral Awards*, vols. XXXII and XXXIII; United Nations Legislative Series, vols. 25-27; *Yearbook of the International Law Commission* 1997, 1998, 1999, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, vols. I and II, Parts One and Two;

(ii) Non-recurrent publications: *International Instruments Related to the Prevention and Suppression of International Terrorism*, 4th edition; *The Work of the International Law Commission* (8th edition) (2);

(iii) Promotion of legal instruments: coordination of the preparation of *Repertory of Practice of United Nations Organs* (1); provision of advice to the United Nations Office at Geneva on the preparation of the *Yearbooks of the International Law Commission* (1); website on official records of diplomatic conferences (1); website on the *Repertory of Practice of United Nations organs* (1); website on the United Nations Audiovisual Library of International Law (1); website on the *Yearbooks of the International Law Commission* (1); website on the codification and progressive development of international law (1); website of the International Law Commission (1); website of the Sixth Committee (1);

(iv) Seminars for outside users: lectures/briefings on subjects of international public law of direct relevance to the subprogramme for outside users;

(c) Technical cooperation (regular budget/extrabudgetary):

(i) Advisory services: cooperation with regional bodies dealing with issues in the area of progressive development of international law and its codification (1); participation in meetings of experts to which the United Nations is invited as an observer;

(ii) Training courses, seminars and workshops: courses and seminars (fellowships) under the United Nations Programme of Assistance in the Teaching, Study, Dissemination and Wider Appreciation of International Law; regional courses in international law;

(d) Conference services, administration, oversight (regular budget): overall administration, reporting, personnel, budgetary and other matters.

Table 8.17 Resource requirements: subprogramme 3

Category	Resources (thousands of United States dollars)		Posts	
	2010-2011	2012-2013 (before recosting)	2010-2011	2012-2013
Regular budget				
Post	6 075.9	6 119.2	22	22
Non-post	620.3	540.9	—	—
Subtotal	6 696.2	6 660.1	22	22
Extrabudgetary	560.3	332.3	—	—
Total	7 256.5	6 992.4	22	22

8.44 The amount of $6,660,100 provides for the continuation of 22 posts (1 D-2, 2 D-1, 2 P-5, 4 P-4, 2 P-3, 3 P-2, 2 General Service (Principal level), 6 General Service (Other level), the inward redeployment of one General Service (Principal level) post from the Treaty Section (subprogramme 6), in exchange for one General Service (Other level) post, and various non-post items, such as overtime, travel of staff, contractual services, furniture and equipment and fellowships. The increased requirement under posts ($43,300) compared with the previous biennium is the net effect of the redeployments indicated herein, while the net decrease in non-post items ($79,400) compared with the previous biennium is due mainly to more rigorous review of the use of resources and a change in service to be sought, for example, the change in level of service from level B to level C for desktop equipment support, and the reduced share of the Division for contractual services to maintain and support a case management application.

8.45 The amount of $332,300 from extrabudgetary resources will be utilized to implement the programme of assistance for which the Codification Division is responsible, including the further development and maintenance of the Audiovisual Library of International Law, the financing of additional fellowships for the United Nations International Law Fellowship Programme, complementing the regular budget, as necessary, and the organization of regional courses in international law, if applicable. The decrease of $228,000 compared with the previous biennium reflects the anticipated level of extrabudgetary resources available from donor support.

Subprogramme 4
Law of the sea and ocean affairs

Resource requirements (before recosting): $8,773,700

8.46 Substantive responsibility for subprogramme 4 is vested in the Division for Ocean Affairs and the Law of the Sea. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 4 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev.1).

Table 8.18 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To promote and strengthen the rule of law for the oceans

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Increased participation of States in and effective implementation and application of the United Nations Convention on the Law of the Sea and the related implementing agreements	(a) (i) Increased number of States participating in the Convention and the related implementing agreements *Performance measures* 2008-2009: 375 States Estimate 2010-2011: 376 States Target 2012-2013: 380 States
	(ii) Increased number of actions by States in the implementation and application of the Convention and the related implementing agreements *Performance measures* 2008-2009: 75 deposits of charts and lists of coordinates under the United Nations Convention on the Law of the Sea Estimate 2010-2011: 78 deposits of charts and lists of coordinates under the United Nations Convention on the Law of the Sea Target 2012-2013: 82 deposits of charts and lists of coordinates under the United Nations Convention on the Law of the Sea
(b) Enhanced cooperation and coordination among stakeholders with a view to deriving benefits from the use of oceans and seas	(b) (i) Increased number of submissions processed by the Commission on the Limits of the Continental Shelf and resulting delineation of the outer limit of the continental shelf beyond 200 nautical miles *Performance measures* (Number of recommendations by the Commission on the Limits of the Continental Shelf) 2008-2009: 9 Estimate 2010-2011: 10 Target 2012-2013: 11

	(ii) Increased number of activities at the international level aimed at improving the sustainable development of the oceans and seas, the equitable and efficient utilization of their resources, the conservation of their living resources and the study, protection and preservation of the marine environment *Performance measures* 2008-2009: 42 activities Estimate 2010-2011: 43 activities Target 2012-2013: 45 activities
	(iii) Increased cooperation relating to the conservation and sustainable use of marine living resources and their particular biodiversity, in areas beyond national jurisdiction *Performance measures* 2008-2009: not available Estimate 2010-2011: 38 activities Target 2012-2013: 38 activities
(c) Facilitation of decision-making by the General Assembly as well as other bodies under the Convention	(c) Increased percentage of Member States and other bodies that respond to the survey or otherwise indicating their satisfaction with the services provided *Performance measures* 2008-2009: not available Estimate 2010-2011: not available Target 2012-2013: 70 per cent

External factors

8.47 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that (a) Member States accord due priority in their policies, plans, programmes and projects to ocean affairs and the law of the sea, (b) national authorities have the capacity to implement legal instruments in the field of ocean affairs and the law of the sea, (c) intergovernmental organizations and programmes have adequate resources to carry out the required cooperation and coordination with a view to contributing to better governance of the oceans.

Outputs

8.48 During the biennium 2012-2013, the following outputs will be delivered:

(a) Servicing of intergovernmental and expert bodies (regular budget):

(i) Meeting of States Parties to the Convention on the Law of the Sea:

a. Substantive servicing of meetings: plenary (24); consultations on the resolutions under the agenda item entitled "Oceans and the law of the sea": substantive servicing (38); informal Consultations of States Parties to the Agreement for the Implementation of the Provisions of United Nations Convention on the Law of the Sea relating to the conservation and management of straddling fish stocks and highly migratory fish stocks (4);

b. Parliamentary documentation: report of the Meeting of States Parties (2);

(ii) General Assembly:

a. Substantive servicing of meetings: Ad Hoc Working Group of the Whole on the regular process for global reporting and assessment of the state of the marine environment, including socio-economic aspects (20); informal consultations on the draft resolutions under the agenda item entitled "Oceans and the law of the sea" concerning sustainable fisheries: substantive servicing (40); servicing the Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction (20);

b. Parliamentary documentation: annual reports of the Secretary-General on developments pertaining to the implementation of the United Nations Convention on the Law of the Sea and other developments and emerging issues relating to ocean affairs and the law of the sea, and on issues as required by article 319 of the Convention (2); report on sustainable fisheries, including the implementation of the 1995 Agreement for the Implementation of the Provisions of United Nations Convention on the Law of the Sea relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks and related instruments (2); report on the state of the marine environment, including socio-economic aspects (2); report on the work of the Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction (2); report on the work of the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea (2); General Assembly resolution on oceans and the law of the sea (2); General Assembly resolution on sustainable fisheries, including through the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, and related instruments (2);

(iii) Open-ended Informal Consultative Process on Oceans and the Law of the Sea: substantive servicing of meetings: plenary meetings and working groups (24);

(iv) Commission on the Limits of the Continental Shelf:

a. Substantive servicing of meetings: plenary meetings and working groups (260);

b. Parliamentary documentation: background papers and conference room papers, as mandated (8);

(b) Other substantive activities (regular budget):

(i) Recurrent publications: *Bibliography of the Law of the Sea* (2); *Law of the Sea Bulletin* (6);

(ii) Non-recurrent publications: Deposit of charts and lists of coordinates under the United Nations Convention on the Law of the Sea — technical standards (1); Guide to the proceedings before the Commission on the Limits of the Continental Shelf (1); Sedentary Species: Legislative History of Article 77 of the United Nations Convention on the Law of the Sea (1);

(iii) Booklets, fact sheets, wallcharts, information kits: abstracts for the inter-agency monthly publication *Aquatic Sciences and Fisheries Abstracts*; information on current developments in the area of the law of the sea and ocean affairs (1); law of the sea information circular (1); special studies and reviews, in cooperation with competent international organizations, as required, on selected emerging or current issues related to the law of the sea and ocean affairs (1);

(iv) Press releases, press conferences: meetings of States parties to the United Nations Convention on Law of the Sea; meetings of the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea; sessions of the Commission on the Limits of the Continental Shelf; resumed Review Conference on the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea relating to the conservation and management of straddling fish stocks and highly migratory fish stocks; Ad Hoc Open-ended Informal Working Group to Study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction (1);

(v) Technical material: Internet website on the law of the sea and ocean affairs (1); maintenance and further development of facilities for the deposit by States of charts and geographical coordinates concerning baselines and limits of national maritime zones and of the system for recording them (1);

(vi) Promotion of legal instruments: promotion of the universal acceptance of the Convention and the related agreements, their uniform and consistent application and their effective implementation (1);

(vii) Expert groups, rapporteurs, depositary services: Aquatic Sciences and Fisheries Abstracts Advisory Board: plenary meeting (1); Joint Group of Experts on the Scientific Aspects of Marine Environmental Protection: working group (1);

(c) Technical cooperation (regular budget/extrabudgetary): fellowships and grants: annual award of the Hamilton Shirley Amerasinghe Memorial Fellowship and supervision of the fellowship recipient through the operation of the fellowship programme (2); annual award of the United Nations/Nippon Foundation fellowships and supervision of recipients through the operation of capacity-building training (20);

(d) Conference services, administration, oversight (regular budget): library services: provision of library services through the maintenance and development of the specialized reference collection and bibliographic database on the law of the sea and ocean affairs (1).

Table 8.19 Resource requirements: subprogramme 4

Category	Resources (thousands of United States dollars)		Posts	
	2010-2011	2012-2013 (before recosting)	2010-2011	2012-2013
Regular budget				
Post	7 798.4	7 967.9	29	29
Non-post	1 018.8	805.8	—	—
Subtotal	**8 817.2**	**8 773.7**	**29**	**29**
Extrabudgetary	3 911.8	3 845.0	—	—
Total	**12 729.0**	**12 618.7**	**29**	**29**

8.49 The amount of $8,773,700, reflecting a decrease of $43,500 compared with the previous biennium, provides for the continuation of 29 posts (1 D-2, 2 D-1, 4 P-5, 3 P-4, 6 P-3, 3 P-2, 1 General Service (Principal level), 9 General Service (Other level)) and for non-post items such as overtime, consultants and experts, travel of staff, contractual services, supplies, and furniture and equipment. The increased requirements for posts amounting to $169,500 would provide for the delayed impact of one P-3 post established in 2010-2011 and the net effect of the proposed inward redeployment of one General Service (Principal level) post from the Treaty Section (subprogramme 6), offset by the outward redeployment of one General Service (Other level) post. The net decrease of $213,000 in non-post resources is due mainly to more stringent use of resources, including a change in service to be sought, for example, a change in level of service from level B to level C for desktop equipment support, and adjustment in retraining staff in Geographic Information System software, since many of the staff concerned have already undertaken such training.

8.50 The amount of $3,845,000 in extrabudgetary resources will be utilized to implement programmes related to promotion of the universal acceptance of the Convention and the related agreements, their uniform and consistent application and their implementation; training courses, seminars and workshops on the preparation of the submission to the Commission on the Limits of the Continental Shelf in accordance with article 76 of the Convention; participation of Member States' representatives in workshops the Division intends to organize in collaboration with other international organizations and institutions; and support for trainees in the field of ocean affairs and the law of related disciplines. The decrease compared with the previous biennium relates to the reduction in activities and funding foreseen for the fellowship programme in the biennium 2012-2013.

Subprogramme 5
Progressive harmonization, modernization and unification of the law of international trade

Resource requirements: $6,464,600

8.51 Substantive responsibility for subprogramme 5 is vested in the International Trade Law Division. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 5 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev.1).

Table 8.20 Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures

Objective of the Organization: To facilitate and encourage the progressive improvement, harmonization, understanding, knowledge, interpretation and application of international trade law and coordination of the work of international organizations active in that field

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Effective progress towards the modernization of trade law and practices and reduction of legal uncertainties and obstacles posed by inadequate and disparate laws or conflicting interpretation and application of laws	(a) (i) Increased number of legislative decisions (ratifications and national enactments) based on the text of the United Nations Commission on International Trade Law *Performance measures* 2008-2009: 66 additional treaty actions and national enactments Estimate 2010-2011: 40 additional treaty actions and national enactments Target 2012-2013: 40 additional treaty actions and national enactments (ii) Increased number of judicial and arbitral decisions based on UNCITRAL texts *Performance measures* (Additional judicial and arbitral decisions collected in the CLOUT database) 2008-2009: 136 Estimate 2010-2011: 95 Target 2012-2013: 95
(b) Increased awareness and understanding of international trade law issues and reliance on UNCITRAL standards	(b) (i) Increased number of publications or databases referring to the work and mentioning texts of UNCITRAL *Performance measures* (Number of additional publications collected in the UNCITRAL bibliography) 2008-2009: 786 Estimate 2010-2011: 400 Target 2012-2013: 500

	(ii) Increased number of visitors on the UNCITRAL website
	Performance measures
	2008-2009: 1,539 visits to the website per day
	Estimate 2010-2011: 2,500 visits to the website per day
	Target 2012-2013: 2,500 visits to the website per day
(c) Improved coordination and cooperation among international organizations active in the field of international trade law	(c) Increased number of joint activities that incorporate reference to UNCITRAL trade law standards
	Performance measures
	2008-2009: 78 joint activities
	Estimate 2010-2011: 63 joint activities
	Target 2012-2013: 70 joint activities
(d) Facilitation of the work of the United Nations Commission on International Trade Law	(d) Increased number of Member States indicating satisfaction with the services provided
	Performance measures
	2008-2009: rating of 4.5 on a scale of 1 to 5, supplemented by comments received from States members of UNCITRAL and other sources
	Estimate 2010-2011: rating of 4 on a scale of 1 to 5, supplemented by comments received from the States members of UNCITRAL and other sources
	Target 2012-2013: rating of 4 on a scale of 1 to 5, given at the Commission sessions, possibly supplemented by comments received from the States members of UNCITRAL and other sources

External factors

8.52 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that (a) Member States will adhere to conventions and enact model laws and report on such legislative actions, (b) national correspondents will report on court and arbitral tribunal activities at the national level, (c) international organizations will cooperate in the coordination

process and organization of joint activities and (d) representatives of Member States will comment on their level of satisfaction with the work of the secretariat.

Outputs

8.53 During the biennium 2012-2013, the following outputs will be delivered:

(a) Servicing of intergovernmental and expert bodies (regular budget):

(i) United Nations Commission on International Trade Law:

a. Substantive servicing of meetings: presentation of substantive reports prepared by the Division, responses to requests for clarification, procedural and substantive advice to the Chairperson and preparation of the draft report (2); presentation of the annual report of the Commission (2);

b. Parliamentary documentation: report of the Commission to the General Assembly (2); reports of six intergovernmental working groups, substantive reports requested by the Commission, substantive recurrent reports and substantive conference room papers (50);

(ii) UNCITRAL Working Groups I to VI:

a. Substantive servicing of meetings: presentation of substantive reports prepared by the Division, responses to requests for clarification, procedural and substantive advice to the Chairperson and preparation of draft reports (24);

b. Parliamentary documentation: reports prepared in response to requests of working groups and substantive conference room papers (216);

(iii) Ad hoc expert groups: discussion of draft reports and statutory texts prepared by the International Trade Law Division for submission to the Commission and its working groups (24);

(b) Other substantive activities (regular budget):

(i) Recurrent publications: *Digest of Case Law on the United Nations Convention on the International Sale of Goods*; commentaries on UNCITRAL texts; Consolidated Bibliography of recent writings related to the work of UNCITRAL; *Yearbook of the United Nations Commission on International Trade Law* (3); UNCITRAL collected texts;

(ii) Non-recurrent publications: Digest of Case Law on arbitration; guide to the Convention on the Recognition and Enforcement of Foreign Arbitral Awards (New York Convention); index to the legislative history of the Rotterdam Rules, with introductory note; indicators of commercial fraud; joint UNCITRAL/International Institute for the Unification of Private Law/Hague Conference publication on secured transactions; judicial materials on the UNCITRAL Model Law on Cross-Border Insolvency; legal standards on transparency in treaty-based investor-State arbitration; revision of the Guide to Enactment of the UNCITRAL Model Law on Cross-Border Insolvency (interpretation and application of selected concepts of the Model Law on Cross-Border Insolvency relating to centre of main interests (COMI)); UNCITRAL Model Law on Public Procurement with Guide to Enactment; UNCITRAL text on registration of security interests in movable assets;

(iii) Exhibits, guided tours, lectures: lectures to groups of practitioners, academics and law students in Vienna and elsewhere as part of programmes organized by other professional, academic, non-governmental or intergovernmental organizations (15);

(iv) Special events: participation as co-organizers and moderators in the annual Willem C. Vis International Commercial Arbitration Moot in Vienna;

(v) Technical material: maintenance of a searchable Internet database of court and arbitral decisions collected under the CLOUT system; maintenance of the system for collecting court and arbitral decisions on Commission texts; publication of abstracts of decisions; monitoring developments and trends;

(c) Technical cooperation (regular budget/extrabudgetary): advisory services at the request of Governments in the form of briefing missions, seminars, law reform assessments, assistance in the drafting of national legislation based on UNCITRAL texts and advice on the use of non-legislative Commission texts;

(d) Conference services, administration, oversight (regular budget): provision of library services; acquisition for and servicing of the UNCITRAL Library; maintenance of the UNCITRAL website.

Table 8.21 Resource requirements: subprogramme 5

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	5 883.7	5 883.7	21	21
Non-post	671.4	580.9	—	—
Subtotal	**6 555.1**	**6 464.6**	**21**	**21**
Extrabudgetary	167.5	170.0	—	—
Total	**6 722.6**	**6 634.6**	**21**	**21**

8.54 The amount of $6,464,600 provides for the continuation of 21 posts (1 D-2, 1 D-1, 3 P-5, 5 P-4, 3 P-3, 1 P-2, 7 General Service (Other level)), as well as non-post resources for consultants and experts, travel of staff, maintenance of office automation equipment, library books and supplies, and furniture and equipment. The decrease of $90,500 compared with the previous biennium is due mainly to more stringent measures, such as relying less on individual consultants and more on expert advice obtained through expert group meetings, conducting expert meetings immediately after a session of the related working group as well as the use of teleconferencing facilities, more stringent travel plans and extending the use of some equipment where possible.

8.55 The amount of $170,000 from extrabudgetary resources will be utilized to conduct UNCITRAL seminars on international trade law. The seminars cover the main legal texts of UNCITRAL, which form important building blocks of the modern legal regime for international commerce, relating to such subjects as contracts for the international sale of goods, the carriage of goods by sea, international commercial arbitration, banking and payments and procurement. The audience participating in UNCITRAL seminars is typically mixed, including Government officials, judges, law professors, practising lawyers, businessmen and representatives from non-governmental organizations, such as arbitral centres and chambers of commerce.

Subprogramme 6
Custody, registration and publication of treaties

Resource requirements (before recosting): $6,382,000

8.56 Substantive responsibility for subprogramme 6 is vested in the Treaty Section. The subprogramme will be implemented in accordance with the strategy set out under subprogramme 6 of programme 6 of the strategic framework for the period 2012-2013 (A/65/6/Rev.1).

Table 8.22 **Objectives for the biennium, expected accomplishments, indicators of achievement and performance measures**

Objective of the Organization: To facilitate wider awareness of international treaties concluded under the auspices of the United Nations, treaties deposited with the Secretary-General and treaties registered with the Secretariat under Article 102 of the Charter, and actions relating to those treaties

Expected accomplishments of the Secretariat	Indicators of achievement
(a) Improved access to international treaties deposited with the Secretary-General and related treaty actions, including information on their status, and to treaties and related actions submitted for registration and publication with the Secretariat	(a) (i) Treaty actions and formalities relating to treaties to be deposited with the Secretary-General are processed within 1 to 2 days *Performance measures* 2008-2009: 2 days Estimate 2010-2011: 2 days Target 2012-2013: 2 days (ii) All treaties and actions received in a given month are registered by the first week of the following month *Performance measures* 2008-2009: not available Estimate 2010-2011: 24 treaties and actions received are registered by the first week of the following month Target 2012-2013: 30 treaties and actions received are registered by the first week of the following month (iii) Number of page views on the Treaty Section website *Performance measures* (Average number of page views per month) 2008-2009: 200,000 page views per month

	Estimate 2010-2011: 300,000 page views per month Target 2012-2013: 350,000 page views per month
(b) Ongoing State participation in the multilateral treaty framework	(b) Continuous receipt of treaty actions (ratifications, accessions, etc.) from Member States for deposit with the Secretary-General *Performance measures* 2008-2009: 3,200 treaty actions processed during the biennium Estimate 2010-2011: 3,200 treaty actions processed during the biennium Target 2012-2013: 3,400 treaty actions processed during the biennium
(c) Enhanced familiarity with and understanding by Member States of the technical and legal aspects of participating in the multilateral treaty framework and registering treaties with the Secretariat	(c) Reduction in the percentage of defective submissions received in deposit or for registration *Performance measures* 2008-2009: 10 per cent of defective submissions of all submissions received within a given year Estimate 2010-2011: 10 per cent of defective submissions of all submissions received within a given year Target 2012-2013: 5 per cent of defective submissions of all submissions received within a given year
(d) Respect for the international treaty framework	(d) (i) Increased requests from States, other United Nations offices, specialized agencies and treaty bodies for depositary and registration-related information and advice *Performance measures* 2008-2009: 1,000 responses to requests for legal advice/information provided by the Treaty Section Estimate 2010-2011: 1,500 responses to requests for legal advice/information provided by the Treaty Section Target 2012-2013: 1,600 responses to requests for legal advice/information provided by the Treaty Section

	(d) (ii) Number of individuals participating in training seminars at Headquarters and in the regions
	Performance measures
	2008-2009: 411 participants trained
	Estimate 2010-2011: 450 participants trained
	Target 2012-2013: 500 participants trained

External factors

8.57 The subprogramme is expected to achieve its objectives and expected accomplishments on the assumption that:

(a) Member States will request legal and technical assistance before concluding multilateral treaties to be deposited with the Secretary-General, in particular final clauses of treaties, which would avoid complex and legal issues of interpretation and application, and that Member States will submit treaty actions in proper form guided by the provisions of the treaty in question and the legal advice provided;

(b) Member States will provide complete materials in proper form to facilitate registration and publication, and will provide courtesy translations into English or French of treaties submitted in languages other than the official languages of the United Nations. (Courtesy translations into either English or French help the registration process but not the publication process, as such translations are subject to further review and necessary translation);

(c) Governments will show readiness to host and/or sponsor treaty law seminars; relevant and competent individuals are chosen by Governments to undertake the training; and appropriate experts from substantive offices of the United Nations or from other international organizations or academia are available to provide training in the implementation of specific treaties and can fund their own participation;

(d) Various risks normally associated with information technology vendors will unfold within expected parameters. Expected risks associated with a highly complex, custom designed information system would be maintained at acceptable levels.

Outputs

8.58 During the biennium 2012-2013, the following outputs will be delivered:

(a) Other substantive activities (regular budget):

(i) Recurrent publications: statement of treaties and international agreements registered or filed and recorded with the Secretariat (ST/LEG/SER.A ...) (24); Treaty Event Book 2012 and 2013 (2); United Nations *Treaty Series* (124); United Nations *Treaty Series Cumulative Index* (2);

(ii) Non-recurrent publications: certified true copies of multilateral treaties deposited with the Secretary-General (4); *Summary of the Practice of the Secretary-General as Depositary of Multilateral Treaties* (1);

(iii) Booklets, fact sheets, wallcharts, information kits: preparation of papers and other materials for training seminars and other events (1);

(iv) Special events: organization and servicing of a special treaty event dedicated to a particular treaty deposited with the Secretary-General (2); organization and servicing of the annual treaty event during the opening of the session of the General Assembly to encourage wider participation in the multilateral treaties deposited with the Secretary-General (2);

(v) Technical material: maintenance and updating of the United Nations Treaty Collection on the Treaty Section website (1); maintenance and updating of the status of multilateral treaties deposited with the Secretary-General, posting of depositary notifications, certified true copies and other depositary-related information on the Treaty Section website (1); maintenance of capacity-building-related information on the Treaty Section website, including the United Nations Legal Technical Assistance to States website (1);

(vi) Promotion of legal instruments: analysis and registration of subsequent treaty actions to treaties already registered or filed and recorded with the Secretariat (Article 102 of the Charter) (1); analysis and registration of treaties (Article 102 of the Charter) (1); processing, recording and notifying States and international organizations through depositary notifications of treaty actions (signatures, ratifications, acceptances, approvals, accessions, and successions, declaration, reservations, etc.) and other treaty-related formalities (1); provision of information and legal advice concerning the registration of treaties to States, intergovernmental organizations, United Nations offices and other treaty bodies (1); provision of information and legal advice on treaty law and depositary practice to States, international organizations, United Nations offices and other treaty bodies (1); rectification of treaties deposited with the Secretary-General, as required (1);

(b) Technical cooperation (regular budget):

(i) Advisory services: advisory services to States, international organizations, United Nations offices and other treaty bodies on legal questions concerning final clauses to treaties to be deposited with the Secretary-General;

(ii) Training courses, seminars and workshops: training seminars at Headquarters on various aspects of treaty law, the depositary practice of the Secretary-General and the registration of treaties organized for Government officials, representatives from permanent missions and international organizations; training seminars at the regional level on various aspects of treaty law, the depositary practice of the Secretary-General and the registration of treaties organized for Government officials and representatives of international organizations.

Table 8.23 Resource requirements: subprogramme 6

	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	6 014.2	5 927.6	27	27
Non-post	567.8	454.4	—	—
Total	**6 582.0**	**6 382.0**	**27**	**27**

8.59 The amount of $6,382,000, representing a decrease of $200,000 compared with the previous biennium, would provide for the continuation of 27 posts (1 P-5, 2 P-4, 4 P-3, 5 P-2, 7 General Service (Principal level), 8 General Service (Other level), as well as various non-post items, including overtime, travel of staff, contractual services and office equipment. The decrease of $86,600 in requirements for post items is the net effect of the outward redeployment of two General Service (Principal level) posts in exchange for two General Service (Other level) posts. The decrease of $113,400 in non-post resources is the net result of increased requirements for contractual services attributable to the enhancement cost and operation of the Treaty Information and Publication System (TIPS), offset by the reduced requirements for travel of staff, for hosting services (including data storage and data backup) of the System, as well as for furniture and equipment, attributable to the extended use of existing office automation equipment where possible.

D. Programme support

Resource requirements (before recosting): $1,994,400

8.60 The Executive Office provides services to the Office of Legal Affairs in connection with personnel, budgetary and financial administration, resource planning and use of common services, together with administrative support for policymaking organs and other international meetings, as required.

Table 8.24 **Resource requirements: programme support**

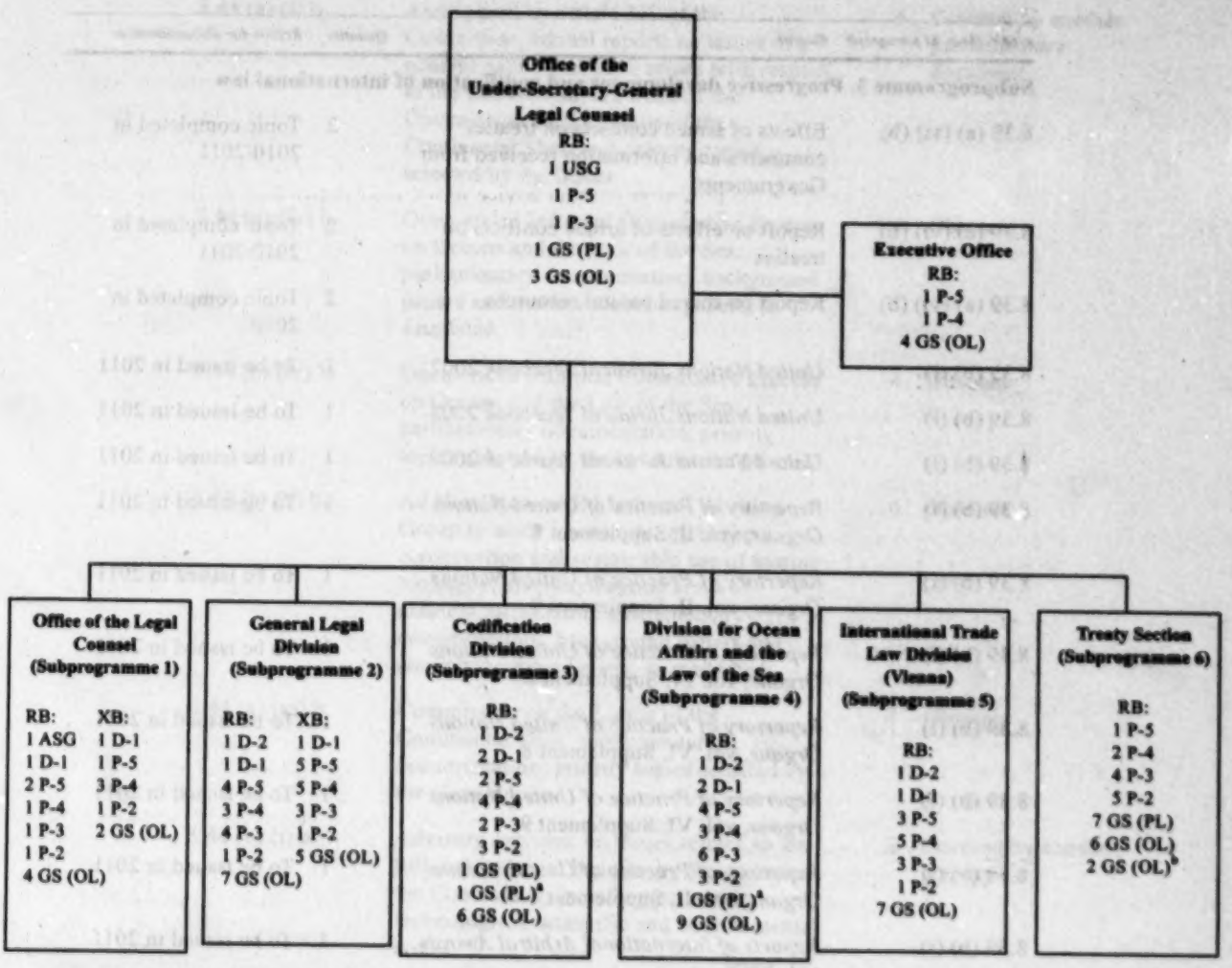
	Resources (thousands of United States dollars)		*Posts*	
Category	*2010-2011*	*2012-2013 (before recosting)*	*2010-2011*	*2012-2013*
Regular budget				
Post	1 349.0	1 349.0	6	6
Non-post	766.9	645.4	—	—
Total	**2 115.9**	**1 994.4**	**6**	**6**

8.61 The amount of $1,994,400, reflecting a decrease of $121,500 compared with the previous biennium, would provide for the continuation of six posts (1 P-5, 1 P-4, 4 General Service (Other level)), as well as various non-post items, such as general temporary assistance, overtime, contractual services, communications, supplies and materials, and office equipment. The decrease is the net effect of increased requirements for the replacement of some data processing and office equipment and the acquisition of general purpose software packages heretofore centralized in the Executive Office, offset by reduced requirements for contractual services owing primarily to the lower category of service level agreement, from level B to level C, for office automation support, application hosting and data storage and backup to be sought from the Office of Information and Communications Technology.

Table 8.25 **Summary of follow-up action taken to implement relevant recommendations of oversight bodies**

Brief description of the recommendation	*Action taken to implement the recommendation*
Office of Internal Oversight Services	
In-depth evaluation of legal affairs (E/AC.52/2002/5)	
Recommendation 13: increased coordination with trade law organizations	
To enhance coordination in accordance with its basic mandate and ensure a concerted approach to common issues, the International Trade Law Branch should meet annually with key organizations working on trade law issues to share information and workplans.	Continued efforts to coordinate with interested organizations have been made with a view to ensuring harmony and consistency between instruments and texts in the area of trade law (see A/65/17, paras. 307-312). In paragraph 7 of its resolution 65/21, the General Assembly endorsed the efforts and initiatives of the Commission aimed at increasing coordination of, and cooperation on, legal activities of international and regional organizations active in the field of international trade law. Annual coordination meetings are being held.
Board of Auditors (A/65/5 (Vol. 1))	
The Board recommended that the Administration ensure that the Office of Legal Affairs defines and specifies intermediate management objectives and indicators for each stage of the treaty publication process (para. 311).	The Office of Legal Affairs is examining ways to implement the recommendation, including the possible establishment of a revised and updated publications process. Such a process would aim to incorporate, in addition to the desktop publishing of the United Nations *Treaty Series* volumes in hard copy, the Web publication component/workflow with a view to publishing the individual treaties on the Web shortly after they are registered. Major contributory factors in implementing the recommendation are the additional staff resources to be allocated to this task and, to a marked degree, the further upgrading of the supporting technology for the treaty publication process. The technology upgrade has recently been carried out and, with some limited staff enhancement, the hard copy output in 2010 increased significantly compared with previous years. It is planned that the new processes should document the intermediate management objectives and indicators for each stage of the treaty process.

Office of Legal Affairs
Proposed organizational structure and post distribution for the biennium 2012-2013



Abbreviations: RB, regular budget; XB, extrabudgetary; USG, Under-Secretary-General; ASG, Assistant-Secretary General; GS (PL), General Service (Principal level); GS (OL), General Service (Other level).

[a] Proposed inward redeployment from subprogramme 6.

[b] Proposed inward redeployment from subprogrammes 3 and 4.

Annex

Outputs produced in 2010-2011 not to be carried out in the biennium 2012-2013

A/64/6 (Sect. 8) paragraph	*Output*	*Quantity*	*Reason for discontinuation*
Subprogramme 3. Progressive development and codification of international law			
8.39 (a) (vi) (b)	Effects of armed conflicts on treaties: comments and information received from Governments	2	Topic completed in 2010/2011
8.39 (a) (vi) (b)	Report on effects of armed conflicts on treaties	2	Topic completed in 2010/2011
8.39 (a) (vi) (b)	Report on shared natural resources	2	Topic completed in 2010
8.39 (b) (i)	*United Nations Juridical Yearbook* 2007	1	To be issued in 2011
8.39 (b) (i)	*United Nations Juridical Yearbook* 2008	1	To be issued in 2011
8.39 (b) (i)	*United Nations Juridical Yearbook* 2009	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. II, Supplement 8	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. II, Supplement 9	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. IV, Supplement 8	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. VI, Supplement 8	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. VI, Supplement 9	1	To be issued in 2011
8.39 (b) (i)	*Repertory of Practice of United Nations Organs*, vol. II, Supplement 7	1	To be issued in 2011
8.39 (b) (i)	*Reports of International Arbitral Awards*, vol. XXX	1	To be issued in 2011
8.39 (b) (i)	*Reports of International Arbitral Awards*, vol. XXXI	1	To be issued in 2011
8.39 (b) (i)	*Reports of International Arbitral Awards*, vol. XXIX	1	To be issued in 2011
	Subtotal	**18**	

A/64/6 (Sect. 8) paragraph	Output	Quantity	Reason for discontinuation
Subprogramme 4. Law of the sea and ocean affairs			
8.44 (a) (i) b.	As required by article 319 of the Convention, annual reports on issues of a general nature that have arisen with respect to the Convention, the work of the Commission on the Limits of the Continental Shelf and priority topics selected by the States	4	Covered by another parliamentary document
8.44 (a) (iv) b.	Open-ended Informal Consultative Process on Oceans and the Law of the Sea: parliamentary documentation: background papers and conference room papers, as mandated	4	Obsolete
8.44 (a) (iv) b.	Open-ended Informal Consultative Process on Oceans and the Law of the Sea: parliamentary documentation: priority topics selected by the consultative process	4	Obsolete
8.44 (a) (v) b.	Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction: parliamentary documentation: background papers and conference room papers, as mandated	6	Obsolete
8.44 (a) (vi) b.	Commission on the Limits of the Continental Shelf: parliamentary documentation: priority topics selected by the Commission	4	Obsolete
8.44 (c) (i) a.	Advisory services: on issues related to the full realization of benefits by States under the Convention, including economic, technological, scientific and environmental issues	2	Covered by another activity
8.44 (c) (i) b.	Advisory services: on issues related to the uniform and consistent application and effective implementation of the Convention and related agreements	4	Covered by another activity

A/64/6 (Sect. 8) paragraph	Output	Quantity	Reason for discontinuation
8.44 (c) (ii)	Operation and further development of the training programme on the law of the sea and ocean affairs, including TRAIN-SEA-COAST (with the support of UNDP)	2	The second phase of the TRAIN-SEA-COAST Programme, which was funded by the Global Environment Facility, closed its operations under the TRAIN-SEA-COAST project GLO/98/G35, as decided by the Facility
	Subtotal	**30**	
Subprogramme 5. Progressive harmonization, modernization and unification of the law of international trade			
8.49 (b) (i)	*Yearbook of the United Nations Commission on International Trade Law*, vol. XXXVIII, 2007	1	Included in the 2010-11 publications plan
8.49 (b) (i)	*Yearbook of the United Nations Commission on International Trade Law*, vol. XXXIX, 2008	1	Included in the 2010-11 publications plan
	Subtotal	**2**	
Subprogramme 6. Custody, registration and publication of treaties			
Paragraph 8.54 (a) (i)	Multilateral Treaties Deposited with the Secretary-General; Status as at 31 December 2007 (ST/LEG/SER.E/26) and 31 December 2008 (ST/LEG/SER.E/27)	2	ST/LEG/SER.E/26 was issued in 2010. ST/LEG/SER.E/27 will be issued in 2011
Paragraph 8.54 (a) (i)	Multilateral Treaties Deposited with the Secretary-General, status as at 31 December 2009 and 31 December 2010	2	Owing to increased costs and considerations of relevancy of the hard copy in light of the availability of the intra-daily updated version on the website, the hard copy of this publication will be terminated
	Subtotal	**4**	
	Total	**54**	